102d Congress
2d Session

COMMITTEE PRINT NO. 9

ALYESKA PIPELINE SERVICE COMPANY COVERT OPERATION

REPORT

OF THE

COMMITTEE ON INTERIOR AND INSULAR AFFAIRS

OF THE

U.S. HOUSE OF REPRESENTATIVES

ONE HUNDRED SECOND CONGRESS

SECOND SESSION

JULY 1992

PART II

APPENDIX—EXHIBITS 1-83

Printed for the use of the
Committee on Interior and Insular Affairs

U.S. GOVERNMENT PRINTING OFFICE
57-161 WASHINGTON : 1992

For sale by the U.S. Government Printing Office
Superintendent of Documents, Congressional Sales Office, Washington, DC 20402
ISBN 0-16-038895-3

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The Wall Street Journal - Wednesday, May 20, 1992

Rudman Is Annoyed at Investigator 'Mucking Around' on Perot's Behalf

By David Rogers
Staff Reporter of The Wall Street Journal.

WASHINGTON – New Hampshire Sen. Warren Rudman, who has been the object of speculation as a potential running mate for Ross Perot, said a Boston investigator made unauthorized inquiries about him, apparently at the request of the Texas billionaire.

Questioned about the incident this week, Mr. Rudman confirmed that he learned from friends in his home state that a former Boston police commissioner who presented himself as acting on behalf of Mr. Perot had asked about the senator's background.

"We don't know anything about that," said James Squires, the spokesman for the petition drive to get Mr. Perot on the presidential ballot. Mr. Squires said he based his information on speaking with Tom Luce, a longtime Perot attorney and senior figure in the drive, who said no inquiry had been authorized. Mr. Squires said he hadn't checked with Mr. Perot directly and became annoyed when asked if he would do so.

Mr. Perot has used private investigators in the past, and according to Mr. Rudman's account, inquiries were made by Joseph Jordan, a well-known figure in New England law enforcement circles who has been associated with a Boston investigative firm, Cass Associates. Efforts to reach Mr. Jordan were unsuccessful. Edward Cass, a former Drug Enforcement Administration investigator and principal in the Boston firm, said the company itself hadn't been hired by Mr. Perot.

Mr. Rudman, a former state attorney general in New Hampshire, said he was confident of the accuracy of his information. The senator, who is retiring this year, again said he has no interest in running with the billionaire and was clearly angered by what he saw as an intrusion of his privacy. He said that his recent contacts with Mr. Perot had been friendly but that Mr. Perot never sought his approval or informed him that such inquiries were to be made.

Mr. Rudman said he hasn't discussed the matter with the Texan since learning that the checks were being made. "To have this done by private investigators mucking around is just absurd," said Mr. Rudman. "Just because people have a great deal of money doesn't mean they can go mucking around in private lives."

"I don't think it's in the American tradition. It's a little ominous. You don't use private police forces to investigate people in America," Mr. Rudman said.

Exhibit 1

Perot Investigations Not Very 'American,' Bush Says

By Ann Devroy
Washington Post Staff Writer

President Bush, whose surrogates have sought to portray Texas billionaire Ross Perot as bizarre and dangerous to democracy, gingerly hinted it himself yesterday, noting that investigations Perot launched into his business affairs and record as vice president in the 1980s were not very "American."

Despite the fact that his campaign has spent $20 million on his reelection this year and he is on the campaign trail virtually every week, the president has tried to maintain that he will not campaign against Perot and Democrat Bill Clinton until after the Republican convention in August.

On Saturday, at a Dallas GOP event, Bush criticized Perot without mentioning him by name, attacking some of his proposals, such as his centerpiece theme of electronic town meetings to ascertain citizen views on White House proposals.

And yesterday, asked about a report Sunday in The Washington Post that described how Perot had investigated some of Bush's business dealings and possible involvement in the Iran-contra scandal, Bush allowed as how such investigations are "not very pleasant." He added, "I feel a little tense about it. . . . I don't think that's particularly American."

In an interview yesterday with ABC's "20/20" program to be televised Friday, Bush said, "If he [Perot] was having my children investigated, that is beyond the pale. Leave my kids alone, I say."

Referring to the investigations earlier in the day, White House press secretary Marlin Fitzwater said, "I think its shocking and frightening to see that kind of bizarre behavior on the part of a presidential candidate."

Fitzwater declined to go any further, but mentioned, apparently for the first time, that Perot had called him once in 1986 or 1987, when he was press secretary to then-Vice President Bush, and threatened to "get" ABC News reporter Sam Donaldson. The call, Fitzwater said, "scared me to death" because "I don't get many calls from guys flying around in their private planes."

Fitzwater said Perot was unhapy with a report Donaldson had done on the prisoner of war issue but that he told Perot he had no control over network news correspondents. Asked why he was revealing the Perot call years after the fact, Fitzwater said he had no ulterior motive but was simply responding to reporters' questions.

James Squires, a Perot spokesman, labeled the allegations another in "a daily attempt to assassinate" Perot's character, Reuter reported.

Vice President Quayle joined in the criticism, telling a news conference in San Diego that Perot "apparently has a compulsion to investigate people," Reuter reported.

"Imagine Ross Perot having the IRS, the FBI and the CIA under his control," Quayle said. He predicted the Texan's popularity will fade because "a lot more will come out" and said the Bush campaign views Clinton as its main opponent.

Speaking to the National Sheriffs Association, Quayle continued his "values" theme of the past month, this time targeting "big business." In the speech, Quayle continued his attack on Time-Warner for producing a record that he said promotes killing police and assailed other companies for boycotting the Boy Scouts of America for its ban on gay members.

Quayle, reciting some of the lyrics from the Ice-T song "Cop Killer," called it "revolting and outrageous" and suggested a multibillion-dollar corporation such as Time-Warner should "show some responsibility."

Quayle repeated his support of a boycott of Time-Warner by several law-enforcement groups and said his critics are saying he should not back such a boycott. "But I didn't notice them criticizing a different boycott, a truly unfair one," he said, citing the companies that agreed to cut ties with the Boy Scouts.

"If I have to choose between the values of Time-Warner and Ice-T versus the values of the Boy Scouts, I say let us stand up for the values of the Boy Scouts of America," Quayle said.

SCOTTISH EYE : ITV CH4 : 20.1.90 : 1830

ANNOUNCER:

This is Channel 4. Now the return of Scottish Eye looks north, to disaster in the Arctic.

FILM

JONANTHAN WILLS:

On Monday morning this man goes on trial in Anchorage, Alaska. He's Captain Joe Hazelwood, accused of being drunk in charge of the tanker Exxon Valdez and spilling 30,000 tonnes of oil on the coast of Alaska. But as Scottish Eye reveals tonight there are other culprits much nearer home. A British multinational company is also in legal trouble over America's worst oil spill.

PROGRAMME TITLES

CAPTION:

SLICK OPERATORS

FILM

J.W.:

Six thousand miles due east of Alaska this is Europe's biggest oil terminal at Sullom Voe in the Shetland Islands. An unlikely place to look for the cause of the Exxon Valdez disaster. But angry Alaskans have found many clues in Sullom Voe pointing to double standards by the oil industry. Sullom Voe has proved that oil and wildlife can live together: the Shetland terminal is one of the best places in Britain to watch seals and otters. On the other side of the North Pole the fate of the sea otters of Alaska shows what can happen when the oil industry operates to different standards.

VOICEOVER CAPTIONS:

"...VALDEZ BACK...WE SHOULD BE ON YOUR
RADAR THERE...WE'VE FETCHED UP HARD AGROUND...
...NORTH OF GOOSE ISLAND... ...OFF BLIGH REEF...
...AND ARE EVIDENTLY LEAKING SOME OIL..."

J.W.:

The first anyone on the shore knew about the Exxon Valdez disaster was a radio message from the captain. He was

allegedly drunk when his ship sailed from the Valdez oil terminal and went off course. Just after midnight on Good Friday last year the 900 foot long ship ploughed into the Bligh reef and began to fill Prince William sound with oil.

ACTUALITY

MAN'S VOICE:

This is the port side of the vessel. We're at her stern. Smell oil over here on this side, on the downwind side.

J.W.:

These pictures were taken shortly after the grounding by Dan Lawn, of the Alaska State Department of Environmental Conservation.

DAN LAWN: (State of Alaska Dept. of Environmental Conservation)

Once I got a real feeling for how much oil had spilled and how much was continuing to spill I called the terminal. And I talked to the man in charge. And I asked him, I said where's the equipment? He said it's on the way. I said you need to call more people, you need to get more equipment, and he assured me that they were, Alyeska and the terminal were responding, doing all of those things.

J.W.:

The oil terminal at Valdez was responsible for cleaning up the mess in Prince William sound according to an Oil Spill Contingency Plan. The terminal is run by the Alyeska Pipeline Service Company. Alyeska is owned by a consortium of eight oil companies, but it's controlled by British Petroleum, because they have more than half of Alyeska's shares. Alyeska's contingency plan and clean up turned out to be a fiasco. No-one was sure who was in charge, vital equipment was missing, faulty, or inadequate. Two days of calm weather were wasted while oil men and government officials argued over how to tackle the pollution. Meanwhile angry fishermen frantically used their own nets to dredge up the muck.

D.L.:

I'm bitter, I'm very bitter. We said it was going to happen, nobody listened, it's happened, and they want to forget as fast as possible. So I'm very bitter.

J.W.:

For three days oil leaked out of the wreck. Then a gale blew up and the spill ran out of control for 500 miles. Alyeska had failed with disastrous consequences.

D.L.:

They didn't follow through. Their contingency plan called for the response within five hours. My conversation with him on the 'phone, he told me the equipment was on the way.

REPORTER:

The man from Alyeska?

D.L.:

Absolutely. And they didn't, they didn't follow through. They didn't have the commitment.

J.W.:

Dan Lawn and the Alaska State Department of Environmental Conservation had been warning Alyeska for 12 years that something like this was bound to happen.

D.L.:

They never built all the pollution control equipment that was promised originally. And that was a budgetary decision, and if BP packs the biggest trunk of the budget and they're not supplying the money the facts speak for themselves. If BP wanted to build this stuff the money would have been there and they would have carried the day.

J.W.:

A Congressional enquiry took evidence in Valdez within weeks of the disaster. It's chairman was Congressman George Miller. He quickly discovered that there was much more to it than an Exxon ship on the rocks.

C'MAN GEORGE MILLER: (Democrat, California)

It could have been anybody's tanker. But what was flawed was the underlying system, the system both to prevent the spills and at the same time to respond to those spills should they, should they take place. And British Petroleum is a major mover and shaker within the consortium that operates Alyeska, that led the way time and again to fight stronger environmental controls, to fight the replacement of assets for oil spill

recovery, to fight stronger controls on the operations of this system even to the extent of closing down the port of Prince William Sound in dangerous ice storms and unprecedented high winds that threaten vessel, vessel traffic. So they are, they're one of the major co-conspirators sitting at the table.

J.M.:

Down on the tanker dock at Valdez Dan Lawn has found it difficult to do his job as an environmental policeman. There's no love lost between him and Alyeska.

D.L.:

Alyeska for years has said Lawn's a hard ass and a troublemaker. They're - they don't like what it is that I say, because I say the truth. I see what's going on and I report it. They don't like that. They'd like somebody to come and look at 'em one time and then go away. But if you go back over and over and over again you see behind the veil.

J.M.:

Congressman Miller's enquiry into the Exxon Valdez was one attempt to find out what does lie behind the veil, and Congress has now asked President Bush to set up a task force to carry out a detailed audit of the entire Alyeska operation. The critics say the tanker disaster was just a symptom of a wider problem. The task force will investigate charges that the terminal was built on the cheap, was badly maintained and caused chronic air and water pollution.

C'MAN G.M.:

The list of violations against these oil companies for the operations of this facility is, runs down the street and around the corner. They have sought every bend in the road to do it their way whether or not that was in compliance with Federal or State regulations. And where they've been caught they're fully prepared to pay a fine, it's cheaper to operate out of compliance than it is to operate in compliance. They have delayed, we've asked them to put in a clean water ballast system, we've asked them to put in an air pollution system, it's not in place today. Physically something is there but it's not operating, it's not meeting air pollution laws, it's

not meeting water pollution laws. No, they're not in compliance. They're not in compliance. Come on, that's what they pay attorneys for.

J.W.:

In Shetland BP operate the oil terminal themselves, and they demand compliance with the highest standards. This is their anti-pollution store, it's got some of the best equipment in the world. It's well maintained and always ready for action. But unlike Alyeska in Valdez BP in Sullom Voe don't pretend that they can deal with a major spill. Here they fight oil slicks in a partnership with Shetland Islands Council and the strategy's quite clear: don't let them happen in the first place.

CAPT JIM DICKSON: (Pollution Control Officer, Shetland Islands Cncl)

Prevention is as much part of the oil spill industry as cleaning it up. One ounce of prevention is worth one tonne of cure. Equipment and plans are all very well, and they do work undoubtedly, but unfortunately in the middle of winter time, in the middle of darkness, if you have an incident then then first of all it's very difficult to find it, and secondly you could endanger the lives of some of your staff.

J.W.:

Shetlands' worst nightmare is a loaded tanker hitting these rocks in the approaches to Sullom Voe. The weather here is unpredictable, and often violent. Visitors from Alaska immediately recognise the similiarities,but more significantly the contrasts.

D.L.:

I guess I have to rate what's happening there on a much higher level than what's happening here. They have a helicopter and sometimes a fixed wing aircraft that flies out over the North Sea and checks up on these ships to see whether they're where they're supposed to be and whether they're doing what they're supposed to be doing. We don't do that here in Alaska. But I'll tell you it pays off.

J.W.:

The spy in the sky makes sure that this tanker stays

more than ten miles off the coast until the final run in to the terminal. If it should break down and start drifting towards the rocks there's time to tow it away from danger. Any skipper who takes a short cut to save money can find himself banned from Sullom Voe.

ACTUALITY

Unidentified speaker: (Poor sound quality)

.... twenty past off Dave ....

PORT CONTROLLER:

Pendrose to Splendour, 20 past off the south east .... thank you.

J.W.:

Port controllers have been tracking this ship for 200 miles. Unlike most of the coastguard officers who control the port of Valdez all these men know what it's like to be in charge on the bridge of a supertanker, because all of them are qualified tanker skippers themselves, and all of them are trained pilots. The harbour won't accept a tanker until it's entire life history has been checked out. This one's clean, but if it wasn't the rogues' gallery would show where and when it had spilled oil. Every captain must convince the council and BP that everything's in order. That can take time, and time in this business means big money. It also costs money for the harbour launch to put a pilot on board the tanker before it passes the first reefs in the entrance to the port. They didn't do that in Alaska. Tugs come out to escort the ship before they're really needed. If a tanker's engine or steering should fail in this narrow channel you've got a potential disaster on your hands unless you've got plenty of tugs. That's why there are four of them here and a fifth one on standby. In Valdez there were usually only two tugs on duty, and they didn't have the meticulous controls that BP helped to set up in Sullom Voe and have imposed on hundreds of tankers for 12 years.

D.J.:

We don't have a vessel traffic system that, like in Sullom Voe, we don't have 30 knot wind restrictions, we used to have 30 knot wind restrictions, but that was based on tankers

coming in at a slower rate because the oil was coming in at a slower rate. The oil industry didn't build the other 14 tanks that were originally envisaged and originally approved that were necessary to hold the oil that was coming in so that you didn't have to transport oil in bad conditions.

J.M.:

At Sullom Voe they're not under pressure to keep loading whatever the weather. They built enough tanks to store oil from the pipelines for upto a week if the port is closed by storms. As soon as the ship comes alongside there's a full safety check before they start loading. Oily ballast water is pumped out of the tanker to make room for the cargo, and treated until it's clean enough to go back in the sea. Poisonous gas is burnt off safely and cleanly. Sullom Voe now meets Government pollution standards, Valdez doesn't. It's taken 24 hours to load more than a quarter of a million tonnes of oil and now the ship is ready to sail. British Petroleum helped to design the port control system which will guide this tanker out safely. They approved it as partners with the local council. In Shetland they take human error into account and plan for it. Sullom Voe watches on radar every second of the way. There's a computer monitoring this screen as well as a master mariner. If the tanker strays from the channel an automatic alarm will sound in the control room. They didn't have this in Alaska on the night that the Exxon Valdez faded from the unwatched radar screens. For ten crucial minutes the ship veered wildly off course.

D.L.:

Imagine a divided highway, a freeway, and this tanker was in the southbound lane, and it diverted to, over towards the northbound lane, so when it crossed the division, the dividing strip, and it went across the northbound lane, and it kept going, it went across the drainage ditch, it went across the bike path, hell it was out in Farmer Brown's field.

RR:

If the system that is in place at Sullom Voe had been in place at Valdez ....

D.L.:

This oil spill wouldn't have occurred. It wouldn't have happened.

REP:

Positive?

D.L.:

Absolutely. No question about it.

REP:

Why?

D.L.:

There'd have been a pilot on board that ship. Doesn't matter whether the captain was off the bridge and down in his stateroom for whatever reason, there'd have been a pilot on board.

REP:

And somebody watching?

D.L.:

Absolutely. There'd have been another pilot in the control room watching on radar. There'd also have been tug escorts. We don't have the same kind of co-operative attitude that happens in, at Sullom Voe in the Shetland Islands, we don't have that same co-operative attitude. Why? It's the same oil companies, in some cases the same people.

J.W.:

Why didn't Valdez have the same safety rules as Sullom Voe? Why didn't BP say to Alyeska and the US Coastguard we know a safer way of doing this? Could it be that BP in Alaska didn't know what BP in Shetland were doing? Bryan Sage doesn't think so. He was an ecologist on the Valdez pipeline project, one of many BP people who worked in both Alaska and Shetland in the 1970s.

BRYAN SAGE: (Ecological consultant)

I would find it very difficult to believe that BP in London were not in possession of the facts of what was happening within Alaska. Communications within the international oil industry are very very good indeed. The ease of travel now means that people can shuttle backwards and forwards between Britain and

Alaska within a matter of hours, so I'm quite sure that the knowledge must have existed in London as to what was happening in Alaska. They I feel sure must have been aware that perhaps standards had slipped a little and that economies were being made as we now know to be the case. I remember, I think on the first time I came home on leave from Alaska, that I had sent in a report before I left Alaska suggesting that part of the pipeline route just on the north side of Brook's Range would have to be rerouted for reasons which I gave. And when I got back to London I was told that I had got to go and see the general manager of the pipeline section at that time. And he was angry, he did not like my report at all, and in fact he even asked me whose side I was on.

C'MAN G.M.:

They knew all along that once the ink was dry on the agreement with the People of the United States that they were not going to accept the role of the Government in an oversight capacity. That's why they have legal departments, that's why they hire lobbyists, that's why they contribute to campaigns, that's why they hire lawyers. And they were intent that they were going to run this system their way. After all they were the power in the country.

J.W.:

In the Shetland Islands the oil companies have never had it all their own way. Before the first drop of oil was pumped into Sullom Voe the local council had secured unique powers under a special Act of Parliament.

CLLR CHRIS DOWLE: (Shetland Islands Council)

The key to our powers are our involvement in it in the sense that we are a harbour authority, that we are landlords, we are a planning authority, and whenever an issue is raised with BP we raise it on a variety of fronts, and there's a variety of ways that we get involved in seeing that from a democratic point of view that Shetland's interests are preserved and maintained. And it's not just subservient to BP's particular demands at that time.

J.W.:

But the council didn't get it right first time: Sullom

Voe had its own disaster just a few weeks after it opened. It taught Shetland a lesson about BP's promises. The anti-pollution system BP had set up for Sullom Voe was supposed to be the best, but it wasn't. On the 10th of December, 1978, an Exxon tanker collided with a jetty and spilled almost 1200 tonnes of fuel oil. BP were supposed to clean up the mess, but the equipment was missing, faulty or inadequate, just like the Exxon Valdez.

CAPT GEORGE SUTHERLAND: (Director of Ports and Harbours, Shetland Islands Council)

Many shortcomings in the anti-pollution measures at Sullom Voe were exposed at a very early stage in the terminal's operations. The Council, together with the industry, and certainly with the very willing co-operation of the industry, reappraised the measures to be in place in Sullom Voe for the remainder of its operation, and as a result very considerable expenditure, additional expenditure, and equipment and fixed provision against pollution were put in place to ensure that should something similar happen in future the ability to control and clean up the consequent mess would be more effective if it happened again.

RKP:

Did BP or any of the other Alyeska partners ever come to your department and say look we've had a spill in Shetland and we've learned some lessons from it, maybe you ought to know about this so we can apply those lessons right here in Valdez?

D.L.:

Not to my knowledge. In fact other lessons they've learned at Sullom Voe was ballast water treatment and air quality they don't bring to Valdez. In fact when we tell them about how they do it over there they argue with us over here. Say it doesn't apply.

J.W.:

Nineteen years ago BP made a promise to Alaska: they said their operations in Prince William sound and Port Valdez would be the safest in the world, and they said this:

QUOTATION CAPTIONED

J.W.:

"The contingency plan which will be drawn up will detail methods for dealing promptly and effectively with any oil spill which may occur so that its effects on the environment will be minimal." In a confidential Alyeska memo written three months after the Exxon Valdez disaster a company lawyer described this promise as "unfortunately broad".

C'MAN G.M.:

They made a promise that they would keep in place state of the art technology, they haven't done that, and you could maybe excuse that if the technology was out of reach or it didn't make sense or it hadn't been tried. But here you had one of the major partners in the consortium that runs the Alaska oil system, that runs the Prince William support, that runs the Alaska pipeline system, a major partner that also operates what is considered a state of the art facility at Sullom Voe in Scotland, and knew that they could operate under those conditions, and yet every time that it was proposed by the Alaska State legislature or the Alaska Department of the Environment, or the Department of the Interior, or the United States Coastguard, or the United States Congress, that improvements be made, they said they couldn't operate, that they couldn't afford it, that they just couldn't operate under those conditions, and yet we find that in Scotland they were operating exactly under those conditions. The kind of conditions that they so readily agreed to the morning after the Exxon Valdez went ashore, the morning after ten million gallons of oil was floating around Prince William sound, they said oh, we can have tug escorts, we can have barges in place, we can have overflights, we can operate only in the daytime, sure you should be able to close down the port. Where were they? Where were they the preceeding decade? Where were they the day before the Exxon Valdez entered port? They were operating under one set of criteria in Scotland and lobbying and politicking against that criteria in Prince William sound. And not only were they doing it then, they're doing it today in the United States Congress. British Petroleum has been banging on the heads of members of Congress

from Ohio, from anywhere they have a facility, telling them that this is the death of British Petroleum if they have to operate under the same rules of negligence that they have to operate under in Scotland. How can they do it there and not in the United States of America?

J.M.:

We wanted to ask BP about these issues. Unfortunately they were unable to talk to us. We received this reply from BP's manager of government and public affairs in London:

VOICEOVER CAPTIONS:

We have been firmly advised by our US legal counsel that we should not participate in such a programme while the Exxon Valdez incident is the subject of extensive litigation in the US courts.

BBP:

Who do you think should really be on trial here?

D.L.:

The Seven Sisters. The oil companies. BP, Exxon, Arco, the lesser partners, should be on trial. They're the ones that made the promises, they're the ones that didn't follow through, they're the ones that put Joe Hazelwood at the controls of the ship when he shouldn't have been put at the controls of the ship, they're the ones that have lobbied the Coastguard and everyone else in the United States to have less restrictive laws. Joe Hazelwood is only the poor dolt at the controls.

PROGRAMME CREDITS

* ** *

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of:	)	
	)	
ROBERT SCOTT,	)	
	)	
Complainant,	)	Case No. 92-TSC-2
v.	)	
	)	
ALYESKA PIPELINE SERVICE COMPANY,	)	
	)	
	)	
Respondent.	)	

Transcript of Testimony
Pages 291-621

EXHIBIT 3

JUDGE TURECK: Let's go back on the record.

Mr. Baily, are you ready to call your next witness?

MR. BAILY: I am as soon as my co-counsel arrives to do it. She stepped out, Your Honor. She didn't go far.

JUDGE TURECK: Okay.

MR. SAUPE: We might call him and swear him while we're waiting for her.

JUDGE TURECK: Okay.

(Pause.)

JUDGE TURECK: We're ready to proceed.

Go ahead and call your next witness, please.

MS. GARDE: Your Honor, Complainant calls Mr. Patrick Wellington.

JUDGE TURECK: Mr. Wellington, do you want to step forward? Step up the witness chair, remain standing and raise your right hand.

Whereupon,

JAMES PATRICK WELLINGTON

having been duly sworn, was called as a witness herein and was examined and testified as follows:

DIRECT EXAMINATION

BY MS. GARDE:

Q Good morning, Mr. Wellington.

A Good morning.

Q Could you please state your full name for the record?

A James P. Wellington.

Q And what is your position with Alyeska?

A Manager of Corporate Security and Aviation.

Q And how long have you held that position?

A Since May of 1978.

Q And prior to May of 1978, did you work for Alyeska?

A Prior to May of '78? No, ma'am.

Q What did you do?

A I have approximately 30-some years of law enforcement and security experience here in the state of Alaska.

Q Why don't you give a brief description of your career?

A Sure. I spent two years in the Army and in 1955 I went to work for the Seward Police Department. In 1957, I went to work for the U.S. Marshall's Office when we were still a territory. I served as a Deputy U.S. Marshall in Seward and Anchorage.

On statehood, I went to work for the Alaska State Troopers. I was transferred to Juneau. In 1962, I went to work for the Juneau Police Department. I was

appointed Chief of Police in '63, served as Chief of Police of the City of Juneau from '63 until December of '70 when Governor Egan appointed me as Deputy Commissioner, Department of Public Safety. I served as Deputy Commissioner and Commissioner of the Department through Governor Egan's term.

I was appointed Director of the Alaska State Troopers by Governor Hammond and served in that capacity until December of 1977 when I retired and I went to work for Atlantic Richfield Company.

Q And when you went to work for Atlantic Richfield Company, what capacity did you go to work for them in?

A I was assigned to open up their security office here in Anchorage.

Q And you went from there to Alyeska, is that correct?

A Yes, ma'am. I was put on loan to Alyeska in May of '78.

Q Okay. And are you currently a direct Alyeska employee?

A Yes, ma'am. I switched over in, I believe, in '85.

Q Could you please briefly describe your professional training and education for your position at Alyeska?

A Yes, ma'am. I have a high school education. I graduated from the FBI National Academy in 1965. I graduated from the Federal Bureau of Narcotics Training Academy in 1967. I graduated from the State Trooper Academy in 1960.

I have had probably close to 3000 hours of professional and management type training in my 33 or 34 years of security and law enforcement experience.

Q And among those 3000 hours, did you receive training in procedures for law enforcement techniques in investigations?

A I would say, ma'am, that I've attended schools involving investigative techniques, management training, et cetera. I think my answer would be yes.

Q Well, specifically, sir, were you trained or in the context of your training have you ever received formal education on the proper use of investigative techniques in private investigations?

A I've attended training seminars put on by the American Society of Industrial Security which dealt partially during the course of the four or five-day training program, ma'am, with investigative techniques and things like that.

Q When did you attend that seminar?

A I believe about -- probably five or six years

ago. It was in Boston. I can't remember the exact date.

Q In the context of that seminar, were you given any instruction as to what was legal or not legal or what was overly invasive, for example, in taking someone's trash or telephone toll records?

A I don't recall, ma'am, getting down to the very basic fundamental investigative techniques that might be used.

I think it was more broad because of the interjurisdictional people that were there, people from all over the United States, so they didn't specifically get into that type of activity.

Q During your deposition, Mr. Wellington, you told me a little bit about being a member of a task force that rewrote some of Alaska's criminal statutes. Could you briefly put that on the record here?

A Yes. In 1976, I guess, '76,'77, Governor Hammond, along with the Chief Justice, put together a task force to review the criminal statutes for the state and try to see if there was anything that could be done to streamline those statutes and bring them more in line with where we found ourselves after statehood. I was the Department of Public Safety's representative on that task force.

Q Who was your supervisor at Alyeska from 1987 to

January of 1991?

A In 1987, I believe, ma'am, that my supervisor would have been Mr. Steve Dietrich. I report to the vice president of administration. Mr. Dietrich was that vice president. He subsequently left and Mr. James Dossinger came in. And, to be very honest with you, I can't recall exactly when Mr. Dossinger came on board.

He came on and immediately was involved in a reorganization of Alyeska so we didn't see much of him during the first few months that he was there. But I would say to be more direct that it would be Mr. Dietrich and Mr. Dossinger.

Q Does your department, security department, have any written procedures, standard procedures, that are to be followed in the conduct of internal corporate investigations?

A I think my answer to that would be no.

Q You have no written policies whatsoever.

A We have written policy but on that particular subject I would say the answer would be no.

Q Do you have any unwritten guidelines or memorandum or internal guidance that could be given to security officers or your assistant, I believe, Mr. Iversen? Was he your assistant?

A Mr. Iversen is in the corporate security

department in Anchorage, ma'am, and is in charge of the Anchorage security responsibility.

Q So he's not your assistant.

A He stands in for me when I'm gone.

Q Do you have any guidelines, instructions, memorandum, even if they're not written procedures, on how to conduct investigations of internal matters?

A No.

Q Does your security department have the authority to initiate or conduct investigations of theft of Alyeska property?

A Yes.

Q Do you have to get anyone's approval to conduct that type of investigation?

A Normally speaking, ma'am, we work very closely with our legal department and when we institute an investigation, sometimes it will be in concert with them. If somebody calls up and says somebody stole a TV out of pump station 7, I don't run to the attorney and say can I please investigate this. I understand what my job is.

Q What is your job in that context?

A My job is to investigate the theft -- one of my jobs is to investigation the theft of company property.

Q In the course of your duties since 1978, have you on occasion been required to investigate the theft of

company property?

A What's your definition of "required"?

Q Have incidents occurred in which you had to conduct an investigation of theft of company property?

A Yes.

Q How often does that occur?

A I would say probably several times a year we get reports of theft of either company property, ma'am, or personal property of people at our living facilities. We investigate those also.

Q Do you personally get involved in pursuing those investigations?

A I can. Currently, we only have a corporate security man in Valdez and one in Fairbanks and up until recently there was just two of us in Anchorage so we're spread pretty thin. We have a lot of responsibilities so I guess I would classify myself as a working supervisor.

Q Could you describe for me, please, Mr. Wellington, what process you follow if you would get a referral, for example, from one of the pump stations, that some piece of equipment had been stolen from Alyeska?

A The first thing that I would do would be to talk to the corporate security supervisor in charge of that district, I divide the line up to northern and southern, and talk to that individual, if he wasn't the one that

reported it, and have him make a preliminary investigation, talk to the uniformed guard on-site, probably talk to the Alyeska people, make a determination if there are any investigative leads to follow and if there are investigative leads to follow, to go ahead and make an attempt to follow those up.

(Continued on the next page.)

Q Have there been occasions in the context of those investigations where you have referred theft to police authorities?

A Yes.

Q How many times?

A I would say in my nearly 14 years there probably maybe a dozen times.

Q And have any of those referrals resulted in prosecutions?

A I believe they have.

Q What type of property was removed that led to prosecutions?

A I believe, tools and things like that, as I recall.

Q Pieces of equipment?

A Small.

Q Were any of the prosecutions related to the theft or removal of documents?

A (Pause.) Not that I recall.

Q Did there come a time, Mr. Wellington, when your department became involved in an investigation about the removal of information or documents from Alyeska?

A Ever or when?

Q Ever.

A Yes.

Q Okay. And when was that?

A (Pause.) I don't recall, ma'am, the first time that we conducted an internal investigation, possibly in the mid to late 80s.

Q And what was that investigation about?

A The one investigation that comes to mind was the drawing of some operational facilities at Valdez. We have -- over a period of time, ma'am, the company has been concerned about the public display of Alyeska documents by namely, Mr. Hamel, his bragging that he has sources inside Alyeska providing him documents, his public boasting of that. Obviously, ma'am, that raised a concern of our management, and we did some preliminary review of that also.

Q Do you remember when the first investigation that you conducted was into Mr. Hamel's boasting of having sources?

A I would say that would have been in the mid to the -- to the late 80s.

Q And how did you conduct that investigation?

A Well, we handled it, ma'am, internally within the capabilities of our Corporate Security Department, and we looked at -- at our internal Alyeska long distance calls to see if anybody was making phone calls to Mr. Hamel.

Q And how did you do that?

A We have a computerized switch in our building, in our company, that prints out who the calls are made to. It doesn't print out what the calls are about, but it prints out the telephone that the call came from, the length of time that the call was made, and where the call went.

Q And how did that investigation come about? Did someone ask you to conduct that?

A Yes.

Q Who did?

A I believe it would have been our President, mr. George Nelson.

Q And what do you recall about when he asked you to conduct that investigation?

A (Pause.) As I -- as I indicated, it was an ongoing concern within the company that documents were -- were -- were leaving, and Mr. Nelson on more than one occasion expressed concern and was wondering if there was anything that we could do, and I told him that certainly we could do some things internally within the company, but if that did not turn anything up, we probably wouldn't be able to do much more than that. So I said, "Fine."

Q And why did you tell him that you probably wouldn't be able to do any more than that it didn't turn

up internally?

A Basically because of the resources that I have available to me.

Q Now, at the time that Mr. Nelson talked to you about that concern, were you aware that EPA had received documents from Mr. Hamel?

A I don't recall.

Q Were you aware that Alyeska had sued the EPA to get those documents back from Mr. Hamel?

A I don't recall.

Q Were you ever consulted in the context of the early days, as you describe, mid the late 80s, about how Mr. Hamel might be getting those documents?

A Did I have conversations about that?

Q Mmm-hmm.

A I think that probably that Mr. Iversen and I probably discussed it. I didn't -- I don't think it took a rocket scientist to realize that they were coming internally from within the company. I think that was a given.

Q Did anyone in your chain of command, either Mr. Nelson or -- where was Mr. Henman in relationship to you?

A For a period of time, ma'am, Mr. Henman was our Terminal Superintendent, and then he was transferred to

Anchorage and subsequently made a Vice President of Engineering. I was out of his direction and command but certainly as a Vice President of the corporation, he was on the management committee, and he certainly could exercise, you know, a request and ability.

Q Did you have any discussions with Mr. Henman about looking for leaks of Alyeska documents?

A Yes.

Q When was that?

A Could have been in the -- in the late 80s or -- the late 80s.

Q What did he ask you to do?

A Specifically, the incident that I recall talking to Mr. Henman about was the diagram that I believe showed up on a local television station which in some detail described an operational facility at Valdez, and he was wondering if it would be possible to determine who supplied that information.

Q Prior to that particular conversation about the diagram, did Mr. Henman ever give you any instructions to not look for the source of documents leaving Alyeska?

A Not that I recall.

Q Did either Mr. Nelson or Mr. Henman or anyone in your supervisory chain of command ever tell you to not try to identify the source of leaks to Mr. Henman?

A Not that I recall.

Q Were you aware that that representation was made go the courts by Alyeska?

MR. JORDAN: Objection, Your Honor. I don't think there's any evidence to support that statement.

MS. GARDE: Let me withdraw the question.

BY MS. GARDE:

Q Let me ask you to look at Exhibit 111.

Let me find it for you.

(Continued on the next page.)

Q Mr. Wellington, I've turned to the affidavit of Ivan Henman, and I draw your attention to paragraph 4, which is on the second page, but you may take the time to read to put it in context. I assume that you have not seen this document before.

A I have not.

(Pause.)

THE WITNESS: I've read it.

BY MS. GARDE:

Q Having read that paragraph in Mr. Henman's affidavit -- or have you read the entire affidavit?

A No. Do you want me to read the whole thing?

Q I think so.

(Pause.)

BY MS. GARDE:

Q Have you finished?

A Yes, ma'am.

Q Having read the affidavit of Mr. Henman, does that refresh your recollection at all, Mr. Wellington, on any instructions that you received to not look for leaks of information?

A No.

Q Have you ever seen that document before?

A No, ma'am.

Q Were you ever made aware by anyone in your

corporate chain of command that that had been a statement made to the EPA at that time frame or to the courts at that time frame?

A I don't recall.

Q Would you have been included in the loop on something like that?

A (Pause.) I don't know.

Q Now, you indicated, sir, that there was a search of telephone records at Alyeska to determine if there was -- if you could identify any callers. What number were you checking to see if it was called?

A I believe Mr. Hamel had one or two numbers in Virginia. Those are the only ones that I recall that were checked.

Q Was it only Mr. Hamel's number?

A Mr. Hamel was the one that was bragging that he had information. It was a good investigative lead, and I took it.

Q Other than Mr. Hamel's number, did you look at anybody else's numbers?

A Not that I recall.

Q What did your search of telephone numbers turn up?

A As I recall, ma'am, at that time we weren't -- I don't think we made any connection between any numbers in

the early 80s, mid-80s, any numbers.

Q So it was a dry run?

A Yes.

Q So at the time that you concluded the investigation, you weren't any closer to finding the leaks than you were before, is that correct?

A I would say that would probably be a fair characterization.

Q When you reviewed Alyeska's phone records, did you find any calls from Alyeska to Mr. Hamel's number?

A I don't believe we did, ma'am.

Q I'd like for you to look at Exhibit 105.

A Out of this book?

Q Would you identify Exhibit 105, please?

A Yes. That's a investigative report generated by me dated 11/24/87.

Q And is that the report written regarding the investigation of numbers that you have just described?

A I believe that that is probably correct, ma'am, and I think I've stated in here that one number belonged to Mr. Hamel, which the number was checked. However, no calls to his number were found, if that's what you're asking.

Q So it's your testimony today, sir, that there was no identification of any potential source as a result

of that earlier phone probe, is that correct?

A I believe that's correct.

Q In the last -- I believe it's in the last paragraph of that exhibit, sir -- there's a statement that there were no obvious callers identified. Were there any callers identified?

A (Pause.) I don't see what you're referring to, but I think the answer is no.

Q I don't want to look over your shoulder. So let me get my exhibit in front of me, Mr. --

A I don't mind.

Q Okay, well, just read the last sentence of the case status report on the bottom.

A "Calls of over six to any number in Maryland or Virginia were checked, and a review of results did not turn up any obvious callers to Mr. Hamel."

Q Is that your recollection of the results of that investigation?

A Yes.

Q Mr. Wellington, if a statement was made in another document that says, "An earlier review of Alyeska's ongoing telephone traffic had also suggested Scott as a possible source of leaked material," would that sentence be incorrect?

A I don't know what context it was made in,

though.

Q I'm showing you the oversight hearings from the congressional testimony of November 4th, 5th, and 6th. You were at those hearings, were you not, sir?

A Yes.

Q I'm going to show you page 516.

MS. GARDE: The court has its copy, and my copy is circled.

BY MS. GARDE:

Q I'm reading from page 516, the first paragraph, the last sentence of the first paragraph. Would you read that, sir?

Does that refresh your recollection about the conclusion of the initial investigation?

MR. JORDAN: Your Honor, I suggest that the Witness be given an opportunity to determine what document this is and not going into a point in the middle of it.

MS. GARDE: I certainly understand.

(Pause.)

MR. JORDAN: And I'd like to say, Your Honor, that we object to any questioning in connection with this document based on your prior rulings. This is a document which was furnished under duress to the Congress. Under your earlier ruling you have indicated that documents of this kind, not this particular document, but a similar

situation you viewed as having lost the privilege once they have been disclosed. However, you've also ruled that with respect to those things as to which there was at one time a privilege and there has been a disclosure pursuant to the congressional disclosure processes, that the questioning of witnesses with respect to the content would not be permitted.

This particular document is a report to the owners committee of the Alyeska Pipeline Service Company by the law firm of Paul, Hastings, Janofsky & Walker in Los Angeles. It was prepared at the request of the owners to look into the Wackenhut investigation and make recommendations and advice of a legal nature to the owners with respect to the implications of that investigation.

In that context, I think it fell originally clearly within the attorney-client privilege, and although we may not be able under your prior ruling to keep these documents from being introduced in some fashion provided they meet all the other requirements of admissibility, I believe that your earlier ruling with respect to questioning of the documents as reaffirmed in connection with the Bilgore notes issue would apply equally to this document.

JUDGE TURECK: I think that you're extending my ruling broader than it was intended. Questions of a

privileged nature regarding these documents, questions of the attorneys and the people who directly gave the information that went into these documents -- those are the kind of questions that I will not permit.

But questions not of a privileged nature are questions that I will permit even with reference to these documents. I mean, this document is no longer privileged, and if a question that's being asked is not a question that in any sense is a question dealing with privilege, I'll permit the question.

MR. JORDAN: Your Honor, I just want to make sure that you understand that the factual information that's in this document was obtained by attorneys from Paul, Hastings through the process of people who were clients or employees of clients and therefore fall into the core part of attorney-client privilege under the Upjohn doctrine, the Supreme Court case in Upjohn.

So we understand that underlying facts -- if Ms. Garde wants to ask Mr. Wellington about the underlying facts relating to some event that's in here independently, as in every case, the witness's underlying factual knowledge is not protected merely because they reported the same facts to counsel. It's our view, though, that using the privileged document, the information that came within the Upjohn doctrine as the vehicle for such

questioning is improper.

MS. GARDE: May I respond, Your Honor?

JUDGE TURECK: Yes, you may.

MS. GARDE: First, I carefully phrased my questions, Your Honor, to contemplate your rulings and stay within those parameters, and I think the record will reflect I'm asking him a question that essentially is a refreshing his recollection on a sentence that is directly contrary to his previous testimony regarding finding no possible source of leaked materials in the first investigation of 1987.

The sentence I've referred him to is essentially directly contrary to that statement. I think I have set forth a sufficient basis to show this document, and I am using it only to refresh his recollection.

JUDGE TURECK: Mr. Jordan, anything further?

MR. JORDAN: Pardon? Well, Your Honor, I mean, I think I stated our position that it's -- there are certainly other bases for asking someone to refresh their recollection. Refreshing a recollection by the use of a privileged document is simply not permitted. It violates a fundamental element of the privilege --

MS. GARDE: Your Honor --

MR. JORDAN: -- to use a document in that fashion.

I realize this is a, you know, somewhat unique circumstance with Congress having taken the owner companies and Alyeska's privileged documents and having spread them on the public record, but -- and nothing you do or we can do will unring that particular bell, but we believe the bell should not be rung any additional times.

(Continued on the next page.)

JUDGE TURECK: I'm going to sustain the objection in regard to the particular question you're asking. I think it's directly related to information that was given to the attorney and that's privileged and I think that this document will have to speak for itself on that.

MS. GARDE: Well, Your Honor, with all due respect, and I certainly will respect your ruling, I'd like an opportunity then to have my second bite at the apple.

I think this is a public document and I think since it is a public document that it can be used under all the rules of evidence under any circumstances to refresh the witness' recollection. I have not moved its entry into evidence, I have not elicited whether or not that information --

JUDGE TURECK: I have not restricted you from offering this into evidence.

As a matter of fact, that's specifically the ruling that I made, that it can be offered into evidence because it is no longer privileged.

But what I did rule was that I'm not going to permit further questions delving more deeply into privileged documents that released because those questions are, again, in the nature of privilege. If this is the

information that he gave to his attorney during the course of the attorney's investigation of this issue, these are privileged questions.

MS. GARDE: I don't even think it's clear, Your Honor, from this document if he gave that information. That's why I'm asking if it refreshes his recollection.

JUDGE TURECK: Well, why don't you ask him if he was the one who gave that information?

MS. GARDE: That I think would, in my opinion, cross over the line into what he told his attorneys.

JUDGE TURECK: Well, it seems to me from this exhibit that in fact he is the one who provided that information, so that was the basis of my ruling.

BY MS. GARDE:

Q Mr. Wellington, is there anything in looking at Exhibit 105 that tells you or gives you any clue at all as to whether Mr. Scott emerged from your search of telephone records as a potential source of information to Mr. Hamel?

MR. JORDAN: Same objection and same basis, Your Honor.

(Pause.)

MR. JORDAN: I'm sorry, Your Honor. I had the wrong exhibit in mind.

MS. GARDE: I'm talking about the public exhibit.

JUDGE TURECK: All right. You can answer that question.

THE WITNESS: Would you restate the question?

BY MS. GARDE:

Q Is there anything in looking at Exhibit 105 or searching your memory, sir, that refreshes your recollection about whether or not Mr. Scott emerged from that telephone search as a suspected source of information to Mr. Hamel?

A In reviewing the report, I would say no.

Q Is it your recollection, sir, that your telephone records of Alyeska turned up any telephone calls to Mr. Hamel's residence?

A As I recall, no.

Q Between the investigation that is summarized in 105 and the next investigation that you undertook to determine leaks, which I understand is the one regarding the drawing, did you conduct any other investigative efforts to determine the source of documents or information to Mr. Hamel?

A Not that I recall but if you have something to refresh my memory, I'd take a look at it.

Q Well, I don't, Mr. Wellington.

A Okay.

Q If I did, I would show it to you.

What I'm trying to determine, sir, is how Mr. Scott, of all the employees at the Alyeska terminal rose to the top of the heap of suspects of providing information to Mr. Hamel.

How did he emerge to you, sir, as a suspect of leaked information to Mr. Hamel?

A His name was provided to me by, I believe, Mr. Henman.

Q When?

A Probably in the '87 timeframe. I'm not exactly sure, ma'am. I don't have notes in front of me.

Q What did Mr. Henman tell you?

A Concerning the drawing? Is that what you want to know?

Q No, I want to know what Mr. Henman told you about why he thought Mr. Scott was a leak to Mr. Hamel.

A I don't really recall.

Q Did Mr. Henman give you any indication of having talked to supervisors?

A I don't recall.

Q Did Mr. Henman give you any indication that they had caught Mr. Scott with any documents on the way to Mr. Hamel?

A I don't recall.

Q Did Mr. Henman give you any information

whatsoever that led you to conclude that Mr. Scott was probably leaking information to Mr. Hamel?

A I don't recall that either.

Q When did the conversation take place?

A I don't recall.

Q In what context did the conversation take place?

A I don't recall.

Q Was there anybody else that Mr. Henman identified as a potential target of information? Or, I'm sorry, any leak of information to Mr. Hamel?

A I don't recall.

Q Was there anyone else that was on your list, sir, of people who may have been providing information to Mr. Hamel?

A At what time?

Q In 1987.

A I don't recall.

Q When Mr. Henman told you that Mr. Scott was considered a leak of information to Mr. Hamel, did you then also consider him a suspect?

A I guess to characterize that a little differently, ma'am, I would have characterized him as an investigative lead that we should follow up.

Q Okay. Did you have any other investigative leads?

A At that time, I don't recall that we did.
Q What information did you rely on in supporting your own conclusion that Scott was an investigative lead?
A Basically, I relied on the information provided me, ma'am, by Mr. Henman.
Q Did you or anyone under your direction or control in the period of 1987 and early 1988 check Mr. Scott's company telephone number beyond what's in Exhibit 105?
A Mr. Scott's company?
Q Yes.
A I didn't know he had one.
Q Whatever extension he may have had access to.
A Oh, our company?
Q Yes.
A Not that I recall.
Q Did you or anyone under your control or direction or anyone that you're aware of check Mr. Hamel's telephone numbers to see who Mr. Hamel was calling in the period of 1987 and 1988?
A No, we did not.
Q Did you or anyone under your direction or control take or retrieve either Mr. Scott's or Mr. Hamel's trash?
A What timeframe?

Q 1987 and 1988.

A No, we did not.

Q Did you monitor Mr. Scott's private telephone number?

A What do you mean "monitor"?

Q Did you determine if any calls had been made from Mr. Scott's private home telephone number to Mr. Hamel?

A No, we did not.

Q Did you check his United States mail?

A No, we did not.

Q Did you place any electronic devices in or around his home to listen to his telephone calls?

A No.

Q Did you hire any private investigators to follow Mr. Scott around to see if he was communicating with Mr. Hamel?

A No.

Q Did you check Mr. Scott's travel arrangements to the lower United States?

A No.

Q Did you ask or interview any employee who worked with Mr. Scott to determine if he had talked about giving documents to Mr. Hamel?

A No.

Q Did you consider doing any of these things?

A No.

Q Did you have the authority to do any of these things to find the leaks of documents?

A I would say, ma'am, that we had the authority to do those things that were legal. You suggested some things that were illegal. We certainly wouldn't have the authority to do that nor would I use those techniques.

But I guess to answer your question, had the authority to do what I felt was appropriate and I basically told you what we did.

Q Let me try another approach, Mr. Wellington.

Did you or anyone connected with Alyeska that you're aware of analyze the information that Hamel had apparently given to the EPA, either that he talked about in the newspapers, that he talked about on television, that he wrote letters to and referred to in his letters, to determine where on the terminal the information must have been coming from?

A If I can -- so I give you the right answer, are you asking if I or anybody in corporate security reviewed the information that allegedly Mr. Hamel was providing to EPA to determine where that information might have been coming from?

Q First I'm asking you about security, yes, sir.

A The answer is no.

Q Are you aware of whether or not anyone in Alyeska did that?

A I have no idea.

(Continued on the next page.)

BY MS. GARDE:

Q Did you discuss with Mr. Henman any possible approaches to confirm whether or not Mr. Scott was actually providing information to Mr. Hamel?

A Did I discuss with Mr. Henman our investigative techniques? I don't recall that I did.

Q Well, did he ask you to find out or confirm if Mr. Scott was leaking information to Mr. Hamel in 1987, early 1988?

A Like I said earlier, I believe either him or Mr. Nelson. I'm not sure.

Q I don't understand your answer, sir. You talked to Mr. Henman and Mr. Nelson?

A I talk to them frequently.

Q Okay. About Mr. Scott.

A Not frequently about Mr. Scott. I talk to them frequently.

Q Okay. Did you have a conversation with Mr. Nelson in which he suggested any possible methods by which you could conclude or determine if Scott was the leak?

A No. No, ma'am.

Q You live in Anchorage, do you not, sir?

A Yes.

Q Do you read the newspaper?

A Frequently.

Q Do you read the newspapers articles about Alyeska?

A Yes, I would say I probably do.

Q During the period of 1987 and 1988, do you recall reading articles in which Mr. Hamel was talking about problems at the terminal, environmental problems at the terminal?

A You know, I can only say -- I reluctantly subscribe to both papers so if there were articles in there I probably read them.

Q Do you remember looking at any articles, sir, in the context of the time period 1987 and 1988 and discussing those articles with Mr. Henman or Mr. Nelson?

A I don't recall that I did.

Q Would you please look at Exhibit 18?

(Pause.)

JUDGE TURECK: Ms. Garde, do you want to offer Exhibit 105?

MS. GARDE: Oh, yes. I'd like to offer Exhibit 105, Your Honor.

JUDGE TURECK: Any objection?

MR. JORDAN: Exhibit 105? No objection, Your Honor.

JUDGE TURECK: Then it's admitted.

(The document referred to, having been previously marked for identification as Complainant's Exhibit No. 105, was received in evidence.)

BY MS. GARDE:

Q Do you have Exhibit 18 in front of you, sir?

A Yes, ma'am.

Q What is Exhibit 18?

A It is a case report generated by myself concerning the alleged theft of proprietary information, is the title of the case. The date is May 1988.

Q And how did it come about that this investigation was commissioned or conducted?

A Who asked me to do it?

Q Yes.

A I believe Mr. Henman did.

Q What did Mr. Henman tell you?

A He asked if it would be possible, as I recall, to the best of my recollection, to determine who made and distributed the document concerning an operational facility at Valdez. And I believe he indicated it went to a local television station but I don't recall for sure.

Q So he came to you and asked you to conduct an

investigation.

A Yes.

Q Did you obtain a copy of the drawing from the local television?

A I believe that -- I personally did not get it from the local television station but I did get a copy of the drawing and I'm not sure exactly who gave it to me. It could have been Mr. Henman.

Q You don't remember where you got the drawing?

A No, I don't.

Q Okay. Would you please look at Exhibit -- leave this exhibit open, but look at Exhibit 72.

A Same book? I've got more books here than I can handle.

(Pause.)

Q Mr. Wellington, I apologize for the number of exhibits you have in front of you. Mr. Baily is showing you Exhibit 72.

Is that a copy of the diagram that you've just been discussing?

A To my recollection, that would appear to be it.

Q And who was the drawing made for? Or who does it was made for?

A It says that it was prepared for Trustees for Alaska on 1/30/88 for information only, no scale.

Q And who is Trustees for Alaska?
A They're an outfit here in town. I don't know that much about them.
Q What do they do?
A I'm not sure what they do.
Q Do you recall telling me in your deposition you thought they were a law firm?
A I found that out afterwards, that they have some lawyers working for them.
Q At the time, did you know what they were?
A No.
Q And you didn't obtain that document, Mr. Henman gave it to you. Is that correct?
A I did not obtain the document. Mr. Henman may have given it to me. I personally got it from somebody internally within the company, probably Mr. Henman but if somebody else came forth and said they gave it to me, fine.
Q Is there any question in your mind that CX-72 is the document that you later conducted a handwriting analysis on?
A Well, I would say that it probably is. I haven't seen the document in some time. I don't have a copy of it now to compare to it, but if you tell me it is, I'll take your word for it.

Q Well, I want you to take your own lawyer's word for it but I'll represent to you that that's what was provided to us.

A I trust you.

MS. GARDE: Okay.

Can I move that exhibit into evidence, Your Honor, CX-72?

JUDGE TURECK: You can move it, yes. We'll see if it will be accepted.

Any objection?

MR. JORDAN: No objection.

I would just note for the record here if it's going in that the third page and the first page are really the same pages except one has notations on it, so it's effectively I think two pages and another page that's a variant of one of the two pages.

JUDGE TURECK: Is that your understanding as well?

MS. GARDE: I think so. I think we just copied one we had received in discovery to make sure it was complete, so if it's --

MR. JORDAN: I don't think that's pertinent to whether it can be received and I have no objection to it being received.

JUDGE TURECK: Okay. Then CX-72 will be

admitted.

(The document referred to, having been previously marked for identification as Complainant's Exhibit No. 72, was received in evidence.)

BY MS. GARDE:

Q Now, when you received that document, what actions did you engage in, sir, to determine who had drawn that document?

A First of all, I discussed with Mr. Henman, who I think you'll recall served at one time as our terminal superintendent, to determine if the information on the drawing could have been drawn by somebody who basically didn't have a knowledge of the operational facility or would it require somebody who had a working knowledge. In other words, ma'am, trying to make a determination of whether it was drawn by somebody probably internal who had some working knowledge or somebody who didn't have.

Basically, as I recall, Mr. Henman said that except for a couple of minor things that technically the drawing was fairly accurate, which I just -- from an investigative standpoint, I needed to know if we were looking at somebody who just didn't know what the facility

was and it was all screwed up or if it was fairly factual. And it was determined from my interview with Mr. Henman that it was a fairly factual drawing.

Q Was there anything in the drawing, sir, that was more detailed than documents that had been provided to the EPA and to the Alaska Department of Environmental Conservation that contained drawings and schematics of the plant's operations?

A I would have no way of knowing that.

Q So if there was a very similar drawing in the public record someone could have drawn it from that? Is that a possibility?

A I would have no way of knowing.

Q Did you make any attempt to determine that before you conducted an investigation to see where it came from?

A No.

Q Now, how did you go about conducting your investigation to determine who may have drawn that diagram?

A Well, as I said, after I conferred with Mr. Henman and was advised that in all probability the individual or individuals who prepared the drawing had a working knowledge of the facility, we then looked internally to make a determination of whether or not we

could find out internally whether or not the leak was there and, again, relying on Mr. Henman's experience and positions within Alyeska, as I recall, I asked him for a list of names of people who might be either in a position to draw this, possibly have a motive to do it and he provided me a list of names and those are the ones, ma'am, that we ran the handwriting samples against.

Q Do you recall him giving you an actual list with people's names on it?

A I think not. I think probably we discussed it. I may have written them down and, as I recall, there was -- I haven't looked at the stuff in a long time but, you know, maybe a half a dozen people on there.

Q Did he tell you how someone got on that list of suspects?

A I didn't ask him.

Q You didn't ask him and he didn't tell you.

A As I recall.

Q So he gave you a list of names of people who were potentially involved with drawing the diagram and what action did you take then?

A I contacted Mr. Campbell, a retired Anchorage police officer who is a handwriting expert, and asked Mr. Campbell if he could look at the drawings and compare them with known handwriting samples that we had.

Q And where did you get the handwriting samples for the people who were on the list?

A From Alyeska internal documents.

(Continued on the next page.)

Q What kind of Alyeska internal documents?

A As I recall, employees that go to work for us have a badge, and they sign a card. There are some other documents the human resources people have to sign. There may have been some work notes and work products of Valdez that was made available. It's been a while. So I -- you know, I just can't recall everything that we have, but everything that we got, ma'am, was internal and under our control.

Q Would you please turn to the next exhibit, Exhibit 19?

A Mmm-hmm.

Q Could you identify that document?

A I believe that this is the document -- this is a report that Mr. Campbell returned after his review of the document.

Q Now, do you remember receiving this document?

A Oh, yes.

Q Is there any doubt in your mind that this is a copy of what you received from Mr. Campbell?

A I would assume it probably is.

Q In the document, it indicates a number of individuals in the middle of the page there.

A Mmm-hmm.

Q Do you see?

Were these the names of the individuals that Mr. Henman gave you of potential suspects?

A (Pause.) I -- I would -- I would say, ma'am, that they were the investigative leads that Mr. Henman gave us.

Q Did he give you any indication of how someone got on this list?

A No. As I said earlier, we didn't discuss that.

Q Did you provide any information from the security side of the house, sir, to Mr. Henman that would lead these people to be suspects?

A People here?

Q Mmm-hmm.

A No.

Q So whatever Mr. Henman told you came from his knowledge of the operations of the terminal, the conduct of the employees on that job, statements he may have picked up, or some other reason, but it didn't come from you, is that correct?

A I think that would be fair to say.

Q Did you ever conduct an investigation of any of these six individuals other than Mr. Scott to determine whether or not their phone lines or their extensions at the Alyeska facility were being used to call Mr. Hamel?

A I believe, ma'am, in the general review of all

telephone information that we had available to us that if these individuals had a personal Alyeska phone assigned to them at their work place, that's -- their phone number would have been included in the general review that we did. So to answer your question, were they specifically cited? Probably not. Were they generally reviewed? The answer would probably be yes.

Q Mr. Campbell you said worked at the police department. Have you ever used him before at Alyeska to check handwriting of any documents?

A I believe we did.

Q And what was that for?

A We had a rather large embezzlement, a large kickback, and I believe I used him in that case.

Q But only in that context?

A (Pause.) Have you got something that says different? I'll look at it. I don't recall.

Q No, I'm just asking you if there was any other time that you had Mr. Campbell compare employees' handwriting to anything that was under investigation.

A I think on one other occasion.

Q Besides the embezzlement?

A No. I think that might have been it.

Q Now, what were Mr. Campbell's conclusions after having reviewed the handwriting samples?

A (Pause.) Basically what he said is he -- "I have discarded Nichols, Shier, Minish, Rutledge as suspects in this case. I feel Scott is a very strong possibility as the maker of the diagram, but without finding the letters M and U, I cannot say he is the one, only that his handwriting are the closest to the maker of the document."

Q Now, after he concluded -- reached that conclusion, did you go back and tell Mr. Henman that?

A I'm sure I did.

Q Did you decide to take any action regarding Mr. Scott?

A Did I decide to take any action? No.

Q Did Mr. Henman?

A I don't know.

Q Did you discuss with Mr. Henman whether or not he was going to take any personnel action as a result of the conclusion?

A I don't recall. Probably not.

Q You probably didn't discuss it with him?

A Probably not.

Q There was another incident regarding documents leaving Alyeska which turned up in the back of a car, isn't that true?

A Yes.

Q Okay. Could you briefly describe what that was about?

A We received a phone call, ma'am, I believe from somebody in our Legal Department which had indicated that they had received a call from somebody at the Anchorage Police Department indicating that a local Anchorage towing company during the process of inventorying a vehicle that had been impounded had come across a box of documents that appeared to belong to Alyeska. That information was relayed to us, and we subsequently conducted an investigation and retrieved the box of documents.

Q And was that investigation or did you conduct an investigation into how those documents got into that car?

A Basically our investigation -- we went and got the documents, found out that they were technical type manuals. They were addressed to Mr. Hamel care of the Trustees of Alaska.

Q And who were they from?

A From I believe, EPA Regional Office in Seattle.

Q Did you notify EPA that you had intercepted those documents?

A We talked to EPA and asked if they in fact did send the documents to Mr. Hamel in care of the Trustees of Alaska, and I did not personally make the phone call, but as I recall, it was related to me that an individual there

said, "Yes, those were Mr. Hamel's instructions."

Q And did you notify Mr. Hamel that you had intercepted some United States mail that had gone --

MR. JORDAN: Objection, Your Honor.

BY MS. GARDE:

Q -- from EPA --

MR. JORDAN: No indication -- no foundation --

MS. GARDE: Can I finish my question?

JUDGE TURECK: Let her finish the question. Yes.

BY MS. GARDE:

Q Did you notify Mr. Hamel that you had received or intercepted in whatever way some United States mail that had gone from EPA to Mr. Hamel?

MR. JORDAN: Objection, Your Honor, and the basis is that there has been no testimony, no foundation for the statement of any interception of U.S. mail, no indication the box in question ever moved in the U.S. mail or if it did in fact move in the U.S. mail, whether its journal had been terminated in the mail system. So there's just no foundation to that question.

I don't have any objection to pursuing that line of inquiry with the proper foundation, but there's no foundation. That misstates the situation.

MS. GARDE: Let me do a little foundation work.

BY MS. GARDE:

Q Can you turn to Exhibit 70 and 71?

JUDGE TURECK: That's 70?

MS. GARDE: Yes.

(Continued on the next page.)

MS. GARDE: If I can have a quick minute, Your Honor. He has my copy of that exhibit.

MR. SAUPE: We'll find it in here.

JUDGE TURECK: Off the record for a minute.

(Whereupon, a brief recess was taken.)

JUDGE TURECK: You may proceed, Ms. Garde.

BY MS. GARDE:

Q Do you have Exhibit 70 in front of you, sir?

A Yes, ma'am.

Q Have you looked over that document?

A Yes, I have.

Q Looking at the top of page 2 of Exhibit 70, does it indicate that the box had a canceled postage meter stamp dated March 2, 1988, U.S. official mail and the meter number and postage cost?

A Yes.

Q Did you advise Mr. Hamel that you had received in your possession a box of documents that had gone from the EPA on its way to Mr. Hamel?

A No.

Q Why didn't you?

A Basically because they were our documents.

Q What kind of documents were they?

A I think there's an inventory on page 70. They were manuals.

Q Of what part of the plant?

A Let's see here. Power vapor plant, some training manuals, some power plant mechanical flow diagrams, power generation, vapor recovery information. Dated '76 and '77.

Q When you received the box, had it already been opened?

A Yes.

Q Who opened it?

A I have no idea.

Q Did you undertake any investigation to determine how those documents had gotten out of Alyeska?

A As I recall, ma'am, we talked to -- possibly again maybe Mr. Henman, who would have the most knowledge concerning the documents, about them because I didn't know what they really were or how important they were and he basically indicated that they were as they are in that -- that they were made available to Alyeska employees as part of their work assignment.

Q Did Mr. Henman ask you to do any further inquiry or search to determine where those documents had come from or who they had belonged to?

A No, not that I recall.

Q Is there anything Mr. Henman told you about those documents that would indicate to you that they were

important proprietary materials that should not have been disclosed to EPA?

A I don't recall that.

Q I'd like to move Exhibit 19, 20, 70 and 71 in but let me ask you to first identify, Mr. Wellington, Exhibit 71.

A Exhibit 71 is a supplemental case report, Alyeska case 82A46 prepared by one of our corporate security staff members, Jim Hill.

Q So that's one of your documents. It's an Alyeska report.

A Yes.

MR. JORDAN: I'm sorry, Ms. Garde. I lost track there.

MS. GARDE: Seventy-one.

MR. JORDAN: Seventy-one?

(Pause.)

MS. GARDE: Nineteen -- 18, 19, 20, 70 and 71 before I move on to another line of questioning.

MR. JORDAN: Your Honor, I don't know that any reference has been made or there's been any discussion about Exhibit 20.

JUDGE TURECK: I think you're correct.

MS. GARDE: Oh, okay. All right. Twenty is the summation of the three. I'll get to that in just a

minute.

JUDGE TURECK: Okay. So you're moving now for the admission of 18, 19 --

MS. GARDE: And 70 and 71.

MR. JORDAN: No objection with respect to those, Your Honor.

JUDGE TURECK: Okay. They're admitted.

(The documents referred to, having been previously marked for identification as Complainant's Exhibits No. 18, 19, 70 and 71, were received in evidence.)

BY MS. GARDE:

Q Mr. Wellington, we'll tie up this line of questioning on the early investigations, I think, by having you look at Exhibit 20.

A Okay.

Q Could you identify that document, please?

A It's an internal memo from one of our corporate security staff, Roger Iversen, to myself dated February 22, 1990 and the subject is proprietary information leak.

Q And what was it prepared for?

A What was it prepared for? It was prepared by

Mr. Iverson for me.

Q For what purpose?

A Just wanted to go through and review the incidents that we've had concerning proprietary leaks and put them down in one memo.

Q Was there something else going on at the time that led you to ask Mr. Iversen to write that memo and kind of summarize it all?

A I believe that we were getting ready to take a more serious position and attempting to develop information concerning our internal disappearance of sensitive documents.

Q You had already talked to Mr. Wayne Black from Wackenhut by that time, hadn't you?

A Ma'am, I'm at a little disadvantage because I don't have any notes in front of me. If you say so, it would be on the record, if there's stuff out there that says I did, then I'll take your word for it.

Q Well, let me ask it this way, Mr. Wellington: when you asked Mr. Iversen to write a summary of the investigations that had been done to date, looking for leaks of information within Alyeska, did you ask him to cover everything that had been done under your reign in that position, sir, so you could tell that to someone?

A I would characterize the summation that

Mr. Iversen did for me was just to bring all the information together so that as we proceeded forward, if we did, we would have a list of things at least that we internally looked at or were aware of or that was brought to our attention and I would say that Exhibit 20 basically does that, lays that out.

MS. GARDE: With that foundation, I'd like to move in Exhibit 20 as well.

MR. JORDAN: No objection.

JUDGE TURECK: Exhibit 20 is admitted.

(The document referred to, having been previously marked for identification as Complainant's Exhibit No. 20, was received in evidence.)

JUDGE TURECK: Would this be a good time to take a break?

MS. GARDE: Yes.

JUDGE TURECK: Okay. Why don't we recess and we'll reconvene at 10 after 11?

(Whereupon, a brief recess was taken.)

(Continued on the next page.)

JUDGE TURECK: You can proceed.

BY MS. GARDE:

Q Mr. Wellington, I have a few more questions to tie up the time period up to February of 1990. Isn't it true that both Mr. Henman and Mr. Nelson identified to you Bob Scott as a probable or possible leak of Alyeska documents?

A I believe, as I've answered before, that in the course of the conversation with both Mr. Nelson and Mr. Henman in trying to develop investigative leads that Mr. Scott's name did come up, yes.

Q Isn't it also true that it was a general assumption among at least some Alyeska employees that Bob Scott was in contact with Mr. Hamel?

A I have no knowledge of that.

Q Do you remember giving your deposition in my office in Houston, sir?

A Yes.

Q I'd like to draw your attention, sir, in your deposition to page 146, at the bottom of 146, beginning at line 21 through the first five lines, six lines of 147.

(Pause.)

BY MS. GARDE:

Q Have you had an opportunity to review the question and your answer, sir?

A Yes.

Q Do you see your testimony there that you said, quote, "I think it was that, and I think it was a general assumption on the part of some Alyeska employees that Mr. Scott was in contact with Mr. Hamel"? Do you see that?

A Yes.

Q Now do you remember testifying, sir, that there was a general assumption?

A I think my answer is consistent. I said I talked to Mr. Nelson and Mr. Henman. There may have been other people, Mr. Smith, our General Counsel, the general assumption. I think my answer is consistent.

Q Well, I asked you or Mr. Hardy asked you about Mr. Henman previous to that, and I think that question and answer sought whether there was any other information that you had about why you assume Mr. Scott was leaking documents. Is there anyone else you discussed besides Mr. Henman and Mr. Nelson?

A Probably at some point in time our General Counsel, Mr. Smith. I don't -- probably in our own shop, Mr. Iversen, other people.

Q So when you say "general assumption on the part of some Alyeska employees," you're only referring to those individuals, no one else?

A I would say that at the time I gave my deposition and now that there was some general feeling among certain people that Mr. Scott was providing information to Mr. Hamel.

Q What people?

A I think I basically have indicated those that I've talked to, and there -- you know, there may be others, but --

Q When you gave your deposition, sir, who are you referring to?

A Basically those people.

Q Did you ever talk to Mr. Henman's replacement about Bob Scott being a potential leak of documents?

A Mr. Howitt?

Q Yes.

A Boy, if I did, it would have been, you know, quite some time ago, several years ago. He was Terminal Superintendent also. So it's conceivable that I could have in his capacity as Terminal Superintendent. In his capacity as Vice President of Engineering, no.

Q When would you have had this conversation with Mr. Howitt?

A I couldn't -- I don't recall.

Q Did you ever discuss the problem of leaked documents with Mr. Howitt?

A Probably several years ago when he was the Terminal Superintendent, which would have been five or six years ago.

Q Do you have a specific recollection of that?

A No, ma'am, I don't, whatever. I don't recall.

Q You indicated earlier, before the break, that you did not have any discussions about personnel action that might be taken against Mr. Scott as a result of what you'd learned or concluded about his involvement. Do you remember that testimony?

A Mmm-hmm.

Q Why would you not have had any discussions about personnel actions regarding Mr. Scott?

A It doesn't fall within the area of my responsibility.

Q Has there ever been a time when you've been involved in decision-making regarding personnel decisions?

A Outside of my --

Q Outside of your employees.

A In the decision-making process as to whether a person should be transferred, terminated, demoted or et cetera?

Q Yes.

A No. I'm not in that loop.

Q Would you ever be in that loop?

A Well, in the 14 years I've been there, I haven't been. If they want to give me that too, I'll take it, but as of now, no.

Q During the time period of the Wackenhut investigation, did there come a time when you were involved in the decision-making process regarding Mr. Scott?

A In what category? Of what?

Q Did you ever interject yourself whatsoever into the personnel decision-making process regarding Mr. Scott's termination or disciplinary action against Mr. Scott?

A Absolutely not.

Q Did there come a time when you suggested to Mr. Scott's supervisors that they not make a decision about Mr. Scott because something else was pending?

A Yes, ma'am.

Q When was that?

A (Pause.) 1990? Probably -- if you -- again, if you've got something that -- I don't have any notes in front of me. I --

Q Just do your best, sir, to remember.

A Maybe oh, April, May. I -- no, I don't know. If you told me it was July, I'd say, "Fine."

Q Well, how soon before Mr. Scott was terminated?

A Oh, months.

Q And who did you talk to?

A Mr. Rod Pugh, who was the Acting Terminal Manager.

Q And what did you tell Mr. Pugh?

A I told him in our telephone conversation that it had come to my attention that Alyeska was in the process -- it was my understanding -- in the process of preparing to discharge Mr. Scott, and if that was so, I would appreciate if they could hold off, and I would discuss the matter with him at a later date. He advised me that, yes, they were in the process, I believe, as I recall, of preparing the documents to terminate Mr. Scott and that he would hold off.

(Continued on the next page.)

BY MS. GARDE:

Q Did you ever give him any explanation of why?

A Absolutely not.

Q Did he ask you?

A Took my word for it.

Q Well, what do you mean by that, he took your word for it?

A I asked him not to take some action, I told him I couldn't discuss it with him and at some point in time I would. That was the end of the conversation.

JUDGE TURECK: Who did you have this conversation with?

THE WITNESS: Mr. Rob Pugh, P-U-G-H.

JUDGE TURECK: And what is his --

THE WITNESS: He was the acting terminal superintendent, sir, at the time.

JUDGE TURECK: Okay. Thank you.

BY MS. GARDE:

Q How did it come to your attention that there was some activity being contemplated about Mr. Scott?

A I'm not sure and I think I've testified before, ma'am, that either in a general conversation with Mrs. Carr in our human resources or with Mr. Trotter or one of our attorneys, lead attorneys, who handles human affairs matters with the company.

Q They brought it to your attention that there was something ongoing to get rid of Mr. Scott?

A I think -- not basically in that context, ma'am. I work very closely -- our department works very closely with human resources and also with the legal department and I would take it more as a general item of discussion between an individual and myself on how things were going and that they were working on a situation involving Mr. Scott. That tweaked my curiosity. I didn't say anything and almost -- you know, within probably that day made a phone call. Did not discuss the situation with those individuals as I recall at that time, just made the phone call and put it on hold.

Q So in that instance, you did interject yourself to some degree in a personnel decision.

A Yes, I did.

Q Do you recall in the context of putting this in your mind of when this conversation occurred whether or not there had been an incident at the parking lot with Mr. Scott yet?

A I don't recall.

Q Do you remember any of the details about why they were working on getting rid of Mr. Scott?

A As I recall and to the best of my recollection, I didn't get involved in that and I don't recall.

Q You don't remember why at all.

A Not that I recall.

Q Do you remember if it was before or after the reorganization plan had been implemented?

A Well, I think it might have been before but that would be a guess on my part, an assumption. I'm not sure.

Q How closely do you work with the personnel department?

A On certain matters, ma'am, fairly close. We do background investigations on people we hire and things like that and that falls within the general ramification of HR. We also -- for contractors who become involved in activities on the line in violation of our drug, alcohol and firearms policy work with HR on those matters. Those type of things.

Q When an employee is suspected of theft, do you work with personnel on that?

A Normally speaking, at some point in time they would probably get involved but it could be not right off the bat.

Q So who is the -- let me rephrase the question. How physically close are you to their offices?

A I'm in a different building. They're on the third floor of our main headquarters. I'm on the ground floor of 1901, so we're a building away and three floors

away.

Q Who is the interface person or persons that work with the personnel department in security in regards to implementing the drug program and the background investigations?

A Probably myself and Mr. Iversen.

Q And who in human resources?

A Probably our medical department, Dr. Morrsey and his staff, concerning alcohol and drug testing. They report to Mrs. Carr, Kathy Carr, Mrs. Carr and her staff on matters of security clearances. We're pretty security conscious on the pipeline and breach of security, breach of our regulations, we take very seriously because of the sensitive nature that we operate in, 25 percent of the domestic oil supply for the country, 90 percent of the budget for the state of Alaska, we're pretty visible so we take our work very seriously.

Q And in taking your work very seriously, who is the person or persons that work together from your two offices on matter regarding either drugs, alcohol screening or background investigations? Who does the information go to?

A I would say probably Mrs. Carr but, again, ma'am, it could go directly to our medical doctor, it just depends. We do the random drug testing in the field

through our guard medics which I oversee for both Alyeska employees and contractors under a DOT mandate. We also handle the for cause alcohol testing at the terminal that's mandated by the state of Alaska and the Coast Guard.

Q Who does the background investigations?

A We do. Alyeska.

Q In-house.

A For the most part, if an individual has had employment in the lower 48, we have a contract with Wackenhut to help us there because, again, we have a small staff so we do utilize the services of Wackenhut and their many field offices to help us there. I've used Tom Zurba in Juneau, a private investigator there, to look at public court records and things like that. So it's kind of a multitude of resources that we have available.

Q Are those background investigations done before an employee is hired?

A Yes.

Q Were they always done? I mean, are there any employees that were hired before you instituted background investigations?

A We've been doing background investigations, ma'am, ever since I've been there. Somebody slipped through the crack -- possibly.

Q And the process is, and I just want to tie this down, the process is the security department completes a background investigation and provides it to personnel. Is that correct?

A We don't provide the report. We basically provide -- either they pass their security clearance or they don't. Ninety-five percent of the people we look at or an even higher percent, probably 98, are good people and there's no problems.

Q Has personnel ever asked you to do another background check on someone who has already been employed?

A You know the answer could be yes but if your next question is who, I can't tell you. I don't recall.

Q Okay. Mr. Wellington, what triggered the decision to hire the Wackenhut Corporation to conduct an investigation for Alyeska to look for leaked documents?

A I guess, ma'am, in my words, the straw that broke the camel's back would have been the appearance on Scottish Eye of a sensitive Alyeska legal document.

Q Did you watch the Scottish Eye program?

A No, I did not but I have seen a tape of it, probably a couple of years ago or so.

Q Okay. At the time that it came out, you didn't see it.

A No, ma'am.

Q How did you learn that it had aired?

A I believe our general counsel, Mr. A.T. Fred Smith is the one that told me.

Q What did he tell you?

A He had asked me to come up to his office and I could tell when I walked in that he was -- let's see -- diplomatically -- disturbed. And that a document which he described to me as sensitive with fairly limited circulation had found its way to a news program somewhere across the Atlantic. And I said oh? And we talked about it.

Q Did anybody's name come up as a potential source of that document during that conversation?

A Mr. Hamel.

Q And why did Mr. Hamel's name come up?

A Well, as I said earlier, ma'am, he was always talking about -- publicly talking about his availability, his sources to get information out of Alyeska and if Mr. Smith hadn't mentioned his name, I damn sure would have because I think he's a very positive investigative lead. And it's not too often that somebody gets up in public and tells you what they're doing. It's rather unique.

(Continued on the next page.)

Q What about what Mr. Hamel said was unique concerning the Scottish Eye documents?

A I don't recall at that time if he said anything. It was just that the document appeared. Here's a gentleman who for years has publicly stated that he has sources inside Alyeska. He gets memorandums frequently. He gets a lot of things.

Again, I don't think you have to be too bright to figure out that probably would be a good place to start. I don't think I'd start with the folk.

Q Did he tell you whether or not that Mr. Hamel was leaking attorney-client privileged documents or receiving attorney-client privileged documents?

A We didn't go into that detail.

Q Did he tell you whether Mr. Hamel was on the Scottish Eye program?

A I don't recall.

Q When you watched the program did you see Mr. Hamel?

A (Pause.) I don't recall.

Q Did anyone else's name come up in the context of being a suspect of providing information to the Scottish Eye?

A Not that I recall.

Q Did you ever find out who had leaked the

documents, legal documents to the Scottish Eye?

A Positively, no, not that I recall.

Q Do you remember a discussion in which it was strongly suspected if not concluded that the attorney-client documents had been taken by a janitor at a law firm?

A (Pause.) I don't know any janitors.

Q The question, Mr. Wellington, is do you remember discussions in the context of the investigation to find the leak of attorney-client documents, that those documents had been probably taken by a janitor at an outside law firm?

A I don't recall that, ma'am.

Q No one ever told you that that was a potential?

A I don't recall that. If you've got something that indicates I do recall it, I'd --

Q Well, I do, but I don't want to run into the same problem I had before.

MS. GARDE: So, Judge, with all due respect, I'd like to try it this way. Could I at this time move for admission of Complainant's Exhibit 66 into evidence?

MR. JORDAN: Well, Your Honor, that's as I think the committee report already includes the document -- you've already ruled on -- includes literally hundreds of documents with varying different objections, hearsay, lack

of foundation, business records, and so forth, and I think it is improper for Complainant to list an exhibit of that nature rather than existing particular items. We're unable to find out in advance of trial which items in there they plan to include, and I therefore object. I think if things are going be dealt with out of that volume they ought to be dealt with one at a time.

JUDGE TURECK: Ms. Garde?

MS. GARDE: Well, Your Honor, I am trying to get this Witness's testimony from his recollection. I believe, sir, that a public document can be used to refresh his recollection, certainly when it's on a point that is directly contrary to his testimony. That's the argument that I made before. It's from exactly the same document. I have no indication that this Witness provided the information that is the basis of this statement I'm going to show him, and I would show it to the court first if you would like to have that. But I would like the opportunity to show this statement to Mr. Wellington and ask him if it refreshes his recollection.

MR. JORDAN: Well, may I inquire of Ms. Garde whether this is not a section out of the very same document that --

MS. GARDE: Yes.

MR. JORDAN: -- was subject to prior --

MS. GARDE: It's the same page.

MR. JORDAN: -- ruling.

MS. GARDE: Next paragraph, page 516, the second paragraph, the last sentence of the second paragraph.

(Pause.)

JUDGE TURECK: Let me take this one thing at a time. First of all, I'm not going to permit the introduction into evidence of this exhibit. If you want to offer various documents that are contained in this exhibit, that's one thing, but I'm not going to permit you to offer the entire document. So to that extent, I'll sustain the objection.

Now let me take a look at the rest of this.

(Pause.)

JUDGE TURECK: What specifically are you going to be referring to?

MS. GARDE: Second paragraph, the second sentence. Actually, the first full paragraph, the second sentence.

(Pause.)

(Continued on the next page.)

JUDGE TURECK: Mr. Jordan, what is your particular objection regarding questioning about that particular paragraph?

MR. JORDAN: Well, Your Honor --

JUDGE TURECK: Anything special in regard to that alone?

MR. JORDAN: Nothing special about that paragraph that segregates that out or distinguishes it from any other. I mean, the paragraph I believe refers to an entirely different incident of a discarded box of documents and different time and not to the attorney-client privilege documents that Mr. Wellington has been talking about.

But putting that aside, I can't say there's something special about it. It's just that once you start taking a document that was once within the privilege and permitting asking first this paragraph then that paragraph and then another paragraph, then the whole principle -- if Ms. Garde were merely to ask Mr. Wellington his recollection of any conversations he may have had with the Alyeska general counsel about inquiries and not tie it and attempt to use the document as a basis for refreshing recollection, then I would not have an objection to that.

MS. GARDE: I think I've asked him that and he doesn't remember.

MR. JORDAN: I don't believe that any question was ever addressed to the witness asking him whether he had any conversations with Fred Smith on the subject of the experience of other Exxon Valdez documents.

JUDGE TURECK: Okay. Basically, that's my concern. If the person you want to question, in this case, Mr. Wellington, was not the source of the information that's in the documents, I will permit the questions. If the person who is being questioned was the source of the information that's contained in the document, then I will not permit questions because then I think you're getting into further privileged conversation.

So if you can establish that he was not the source of the information in the paragraph that you're concerned with, I'll let you ask the question. If he was the source of it, I won't. And that's what I plan to rule on all these documents that the company contends had been privileged that I have ruled no longer are.

MS. GARDE: Your Honor, I would like to respectfully request an opportunity during the lunch break to discuss that ruling with my co-counsel. I am frankly a little puzzled by the ruling and I would like to have a little bit more understanding of it so that we can try to incorporate that ruling in a way that we're not running into this problem throughout the hearing. And, in the

context of that, to also have an opportunity to decide if we would like to essentially argue or legally argue in an oral argument manner the entire admission of the document but I would like the opportunity over lunch to discuss that with counsel.

JUDGE TURECK: Well, the entire admission of what?

MS. GARDE: Exhibit 66. I thought I understood your --

JUDGE TURECK: That's going to be a waste of time because I'm not going to admit it.

MS. GARDE: Well --

JUDGE TURECK: That document is just such a jumble of other documents, a lot of which is hearsay, a lot of which may be irrelevant, and I'm not going to permit you to offer it in one big conglomeration like this. It will be necessary to go through them one by one.

As far as my ruling goes, what part of it is not clear? I'll be glad to try to explain it further because it's going to be a continuing problem and I would just like to make sure that everybody understands what it is.

MS. GARDE: May I ask you, sir, what is the basis of your ruling to deny into evidence Exhibit 66 as a public record? Under the public document exception.

JUDGE TURECK: I don't think it falls within the

public document exception. It's not a finding by any Congressional committee, it's just a conglomeration of documents that were released by a Congressional committee. It's not the same thing.

MS. GARDE: Well, it is a report of the transcript itself. I mean, it is an accurate reflection of the hearing.

JUDGE TURECK: That's what it is. It's a reported transcript.

MS. GARDE: The proceeding.

JUDGE TURECK: Plus 500 pages of attached documents. That does not fall under the exception.

MS. GARDE: So to understand your ruling, Your Honor, we can enter exhibits on an individual basis from the record of the hearing to be considered on an individual, one-on-one argument.

JUDGE TURECK: I thought you were planning on doing that. There are many documents that are in here that are listed on your exhibit list separately.

MS. GARDE: And what about the use of the document, sir, to impeach witnesses who were under oath during the hearing?

JUDGE TURECK: Again, as I said, you can use documents -- well, I don't care about these documents particularly, documents that were released to the

committee and were otherwise privileged which I have ruled are no longer privileged, those documents can be used to question other witnesses but not witnesses who provided the information in the documents.

In other words, if Mr. Wellington was the source of the information that's in this document, then to permit him to questioned would be going beyond the document that's already in evidence into more privileged conversation and I'm not going to permit that.

If he was not the source of the information, then his testimony would not be privileged and there's no reason why you can't question him.

MS. GARDE: Okay. I understand.

JUDGE TURECK: But just because part of a privileged conversation is in the public domain it doesn't mean the entire conversation then gets into the public domain. If it was privileged before, it's still privileged subject to the extent that it's been release.

MS. GARDE: I understand your ruling. Thank you, Your Honor.

BY MS. GARDE:

Q Mr. Wellington, did you have any discussions with Counsel Smith, Fred Smith, regarding a janitor taking documents from the law firm of Gibson, Dunn & Crutcher?

A I don't recall at this time. I could have but I

don't recall.

Q Are you aware of whether Mr. Smith conducted his own inquiry outside of the Wackenhut investigation to try to find the source of the attorney-client documents that appeared on Scottish Eye?

A I don't recall that he did.

Q And if you did, you're not aware of that.

A Well, I don't recall. I might have been aware of it at the time. I don't recall now.

Q So in your conversation with Mr. Smith following the airing of the program, and you indicated he was, I think you said --

A Disturbed.

Q Disturbed. Did he indicate to you what he wanted you to do, what action he wanted you to take?

A I believe, ma'am, that we talked in general terms, as I recall. And we also had a conversation with Mr. Hermiller.

Q And what was the -- you and Mr. Smith had a conversation with Mr. Hermiller?

A Yes.

Q And what was the nature of that conversation?

A Again, Mr. Hermiller was upset. I think he related the fact that the owners were upset that a document of this type could find its way into the public

realm and that basically, you know, could anything be done.

Q Did you have any suggestions?

A Not at that time.

Q Was Bob Scott's name discussed as a potential source of attorney-client privileged information?

A You know, it could have been but I don't recall. I think we were focusing more on the document itself and the sensitivity of the document. Which led us all to believe that, you know, the leak was --

Q Was what?

A Pretty important.

Q And following that discussion with Mr. Hermiller and Mr. Smith, was there a decision made to conduct some type of inquiry?

A Yes.

Q And how did that come about?

A After my discussion with Mr. Hermiller, I thought about it for -- oh, maybe a day or two, I'm not sure, maybe longer, trying to formulate in my own mind going back and looking at what we had done before to attempt to address the problem and the relative unsuccessful conclusion that we came to, that in all probability if we were going to be more successful in determining where the documents were coming from,

identifying the individuals who were taking them, getting the documents back and subsequently possibly going to court with appropriate action, that we were going to have to develop an investigative process which would be beyond the capability of my staff. And I mentioned that, I discussed that with Mr. Hermiller.

Q And did you have any suggestions about what to do in terms of accommodating the resources you were going to need to conduct an investigation?

A Basically, ma'am, we had a discussion on the general tone of the investigation that I recommended. I recommended it and how it would be conducted, the sensitivity of the investigation or any investigation of this type, the need to know as far as who should know about the investigation and if Mr. Hermiller was not comfortable with my recommendation, my professional recommendations, how it should be done, then he needed to say so. Or approve.

Q Was this a second separate conversation with Mr. Hermiller?

A Yes.

Q How long passed between the time that you met with Mr. Hermiller and Mr. Smith and when you gave him a recommendation?

A I think I testified probably two or three days.

I don't recall. It might have been a little bit longer. I was working the process in my own mind as to how we could work this problem and it was something that I wanted to think about because it was sensitive, it was something that I just didn't want to go into haphazardly, so I didn't give them a course of action to follow right away.

Q In those two or three days while you were thinking about it, did you talk to anyone to get advice?

A I think basically I probably kept my own counsel.

Q And when you went back to Mr. Hermiller, what did you recommend?

A Basically I told him that if we were hopefully to meet with any success in determining who was distributing our confidential possibly client private information that we were going to have to look at an undercover type investigation and that I would need outside help.

(Continued on the next page.)

Q During those couple days that you thought about it, Mr. Wellington, did you distinguish in your mind the difference between looking for the source of attorney-client documents and looking for the source of leaks of information of operational materials?

A From my standpoint, ma'am, I lumped them all the same, and I say that from the standpoint of Security Manager for the company, I was very concerned about what documents might be leaking out, what an individual might be doing with the documents, and what physical harm an individual or individuals or groups of individuals could do if they have sensitive information concerning our internal workings of our facilities, pump stations, Valdez, whatever the case may be. Had no idea where this information was going, the purpose for where it was going. I had no idea.

So as Security Manager, I put it all together into one major effort to try and determine just exactly what were we up against. What were these people or individuals attempting to do? Were they going to sabotage us? Were they -- I didn't know what they were doing. But they obviously had good sources of information.

Q And who are the people that you're talking about with good sources of information?

A Whoever those people were that were getting our

reports, our documents, our manuals.

Q Well, you knew some of those people at that time while you were thinking about that, didn't you, sir?

A I had some investigative leads.

Q And who were those leads?

A Certainly Mr. Scott was one, and Mr. Hamel was one.

Q There were others, weren't there?

A At that time?

Q What about Ricki Ott?

A (Pause.) She did work for us.

Q But you already suspected Ricki Ott of getting company documents, didn't you?

MR. JORDAN: Your Honor, I object. This gets in the whole question of what case this is. Ricki Ott is not even an employee of Alyeska, never been an employee of Alyeska. So we're getting into a lot of questioning about someone who's not an employee at all when we get in the Ricki Ott thing. I think your prior rulings about keeping this limited to why was Bob Scott fired are very appropriate here.

MS. GARDE: May I respond?

JUDGE TURECK: Yes, you may.

MS. GARDE: Your Honor, it's Complainant's burden in this case to establish that Alyeska had

retaliatory animus toward my client, Bob Scott, for his engaging in protected activity. One of the primary methods of proving retaliatory animus is to establish the employer's attitude toward the activities that were being conducted.

In a case that was recently reported, Administrative Law Judge Glen Lawrence was upheld by the Sixth Circuit Court of Appeals, Carolyn Larry v. Detroit Edison Company. On his finding of retaliatory animus established by Detroit Edison's view toward not only Carolyn Larry, who was the complainant in that case, but two or three other people who were suspected of leaking information to the Nuclear Regulatory Commission, and in fact, Judge Lawrence's finding in that case hinges not on the testimony of the managers about Carolyn Larry, but on the testimony of the managers about the activities engaged in by the other two employees, and it is in the context of questioning of those two employees that the animus toward that activity came out. That was upheld by the Secretary of Labor and has recently been held by the Sixth Circuit.

I don't want to prove or deal with Ricki Ott's case or Dan Lawn's case, but I think the answer from Mr. Wellington that we just heard clearly establishes that Mr. Wellington in Alyeska's view was toward all potential critics, all people who might be getting their

information, and until we understand the context of the whole investigation, it would severely limit our case to say you can't focus on why and what was going on and why that was going on.

And I think as the evidence will show, in the beginning there was a number of suspected targets. Mr. Scott was one of them. He was never suspected of leaking attorney-client information. And there were other people, and they were suspected of leaking and being a part of environmental concerns, and that is our case, and that is the case I think, Your Honor, we should be entitled to probe in terms of the scope of the investigation.

I understand your need to keep control of this record and to not let us get too far afield, and I will attempt to do that, but when he's talking about who he was looking at right in the beginning and scoping things out, I think we're entitled to probe it.

MR. JORDAN: Your Honor, I think the key word in Ms. Garde's argument was "employees" when she referred to the Detroit Edison case, and the other two individuals involved there as I understand it were other employees. Now, again we'll put aside the question of whether "employees" means direct employees or contractor employees or whatever, but there is no suggestion anywhere that

Ms. Ott is or has been either an employee of Alyeska or an employee of a contractor of Alyeska or anyone who might fall within somewhat broad interpretation that the Secretary of Labor has given to the term "employee."

And I don't believe there's any suggestion by Mrs. Garde, and none is indicated, that Ricki Ott is someone who Mr. Scott claims to have any connection with or she claims to have any connection with him.

I concede that there may be circumstances in which activities directed against other employees of Alyeska, if there were any such, which I believe there are not, might be inquired into, but to start inquiring into people who are not in the wildest stretch of interpretation in employment relationship I think causes just the kind of problems we've been concerned about.

MS. GARDE: Your Honor, Ricki Ott was like Mr. Hamel, an environmentalist.

JUDGE TURECK: Okay. I've heard enough.

Overruled. Obviously, I agree with what you're saying, Mr. Jordan. I don't want this hearing to get into a question of investigations of other people and the details of those investigations and what was done, but I think just in the context of defining the parameters of the investigation that the question is appropriate, and I'll overrule your objection.

MR. JORDAN: Very well, Your Honor.

MS. GARDE: Thank you, Your Honor.

JUDGE TURECK: Do you remember the question?

THE WITNESS: No, I don't.

BY MS. GARDE:

Q Who was Ricki Ott?

A She I believe was Cardova.

Q What is her relationship with Alyeska?

A She has none as far as I know.

Q I'm getting a little bit ahead of myself, Mr. Wellington, but would you please look at Exhibit -- I think it's 21.

Twenty-three.

(Pause.)

BY MS. GARDE:

Q Do you have Exhibit 23?

A I'm getting it. Okay.

Q Is Exhibit 23, the first page of Exhibit 23 in your handwriting, sir?

A Yes.

Q And this is a memo from you to Wayne Black, is that correct?

A A note.

Q A note.

A I wouldn't classify it as a memo.

Q It's a note?
A Yes.
Q Okay. And it's one of several you sent him on or about February 22nd and 23rd, isn't that correct?
A I would have no way of knowing.
Q Well, I direct you to look at 21 and 22. Would that --
A Okay.
Q -- refresh your recollection?
A (Pause.) Okay.
Q Your note indicates, does it not -- sir, I think the last line is that, "I think she is also receiving inside information from us"?
A Yes.
Q What did you attach to that memo that you sent to Mr. Black?
A It appears that a newspaper article out of the "Anchorage Daily News," dated 2/21/88, written by Patty Upland.
Q And what else?
A Some background information.
Q From who to -- what was the background information about?
A It was background information concerning Ricki Ott.

Q Prepared by?
A Mr. Iversen.
Q And what was that prepared for?
A What was it prepared for?
Q Mmm-hmm.
A To determine whether or not Ms. Ott had all the credentials that she was indicating that she had.
Q Indicating in what form, sir?
A I believe as I recall -- I haven't read the article in quite some time, but I think she indicated she had a Ph.D. in some type of biological science.
Q In what context? I mean, she just didn't stand on a street corner and say, "I have these degrees." Do you remember what it was?
A Oh, I think at some Cardova fishermen meetings or something. I don't know. She may have stood on a street corner too. I don't know the lady that well.
Q Well, what's the last document in Exhibit 23?
A The last document is a -- a document which refers to some experience that -- I believe that Ms. Ott had at the University of South Carolina in Columbia and also I guess at the University of Washington in Seattle.
Q Your note indicates -- your note to Wayne Black indicates that "This girl has been a real pain in the ass to Alyeska and is spending a lot of time in Juno working

the legislative scene." What did you mean by that?

A I think my characterization of Mrs. Ott was -- or Ms. Ott, whatever her title is -- was that she was constantly bringing things up. Some appear to be substantiated, some not, that type of activity.

Q What kind of things was she bringing up?

A I don't recall. I think activities surrounding our operation of the terminal as I recall.

Q Well, how did you know that, Mr. Wellington?

A These people did a good job of covering it.

Q Did you read the paper?

A Yes, I do read the paper.

Q Did somebody give you the articles about her, somebody in your management and say, "We've got to do something about this," or did you on your own read this article about Ricki Ott?

A I subscribe to the "Daily News," believe it or not, and I read it.

Q Did you cut it out?

A (Pause.) I don't know. I can't recall if I did or not. I could have. I like to safe newspaper articles. So I could have cut that one out.

Q Well, what was Ricki Ott doing that -- or saying that led her to be included in a very small group of people you told Wayne Black about at the very beginning of

the Wackenhut investigation? What was it about Ricki Ott's activities that put her in that class with Mr. Scott and Mr. Hamel?

MR. JORDAN: Objection, compound.

JUDGE TURECK: I sustain the objection.

MS. GARDE: I'm sorry.

BY MS. GARDE:

Q What was it about Ricki Ott that led you to include Ms. Ott with the group of two other people that you wrote him about?

Excuse me. I believe Exhibit 22 is about Mr. Scott, and Exhibit 21 is about Charles Hamel.

A Ma'am, as I recall, back during this period of time I think it was fairly obvious that she had aligned herself with Mr. Hamel and was a confidante of his, as I recall. It was a good investigative lead. I would refer to her as a good investigative lead to look at.

The documents, the newspaper articles did speak for themselves, what she was saying and who she was getting information from or what she was doing.

Q It's true, is it not, that Ricki Ott was very critical of Alyeska's environmental record at the Valdez Terminal?

A (Pause.) She certainly took -- she certainly took a stand, right or wrong, that we may not be operating

in accordance with her desires. Whether they were substantiated or not I'm not in a position to say. I'm not sure that she is. But I knew, you know, from looking at the articles that she was -- she was discussing our business, and whether she had any, you know, expertise to do that or not I don't know.

Q Well, your own investigator concluded in fact she had a doctor's degree in Oil Pollution, didn't it?

A It doesn't mean she's an expert.

(Continued on the next page.)

BY MS. GARDE:

Q How did you know that she had aligned herself with Mr. Hamel?

A I think as I recall she may have been at some public gatherings with Mr. Hamel. I don't recall at the time. I don't recall now at the time but I think that might have been it.

Q Well, was it part of your job, Mr. Wellington, to determine who was associated with Mr. Hamel?

A We were looking, ma'am, at all investigative leads, all alternatives, who might be receiving the information, who might be soliciting the information, who might be using the information, what purpose were they using it for. That was the scope of our investigation.

Q You're talking about the Wackenhut investigation?

A Yes, ma'am.

Q My question, sir, is directed at before the Wackenhut investigation started. You wrote this memo on 2/23/90. The Wackenhut investigation hadn't really got off the ground yet, had it?

A It was getting started. I don't know what -- had the ship been launched? We were getting close. I would say that this was some preliminary information prior to them getting their stuff together and moving forward.

I would say it's consistent, concurrent with the Wackenhut investigation.

Q She was a lead. In your mind.

A Yes.

Q Looking at Exhibit 22, what is that document?

A This is another -- we call them a buck slip -- from myself to Mr. Black and attached -- and it says, because you're probably going to have me read it so I'll just do it for you, "This guy is top of our list of possible leaks" and attached to that is a batch card of Mr. Scott.

Q And look at Exhibit 21.

A And this is a similar buck slip and it says -- it's to Mr. Black from me dated 2/22/90 and it says Mr. Hamel is the person who is getting our information. Attached to that is another Daily News article.

Q Did you give him information about anybody else?

A I would say, ma'am, that we may have but, again, if -- you know, this has been very helpful for me to look at. If you have something like this, I'd be more than happy to authenticate it for you.

Q Do you remember identifying, sir, any other leads to the Wackenhut investigators in the very early beginning of the investigation?

A Not that I recall but I could have.

Q Did you have any others in your mind at the time?

A That was what, providing information to Mr. Hamel?

Q Or receiving information from Alyeska employees.

A Yes, I probably had a couple more in mind.

Q And who were they?

A Probably Patty Epler from the Daily News.

Q Was Ms. Epler still there at that time?

A I beg your pardon?

Q Was Patty Epler still there at that time?

A I don't know. I wouldn't know her if she walked in the room.

Q She's a newspaper reporter for the Daily News.

A Yes.

Q Okay. Who else?

A I don't recall.

Q How about Dan Lawn?

A That would be a distinct possibility.

Q What about either Congressman Miller or his staff?

A At the early stages?

Q People that were in your mind at the time that you were getting this investigation started.

A I did not know -- as I recall, I don't think I

gave any thought to Congressman Miller or any of his hired individuals.

Q What about other reporters?

A Ms. Epler sticks out as the --

Q What about the Wall Street Journal?

A No, I don't know anybody there although I do subscribe to it.

MS. GARDE: Your Honor, I think there's one more question and I'll be at a good breaking point for lunch. Do you want to keep going?

JUDGE TURECK: I'd just as soon keep going for a while.

MS. GARDE: Okay.

BY MR. JORDAN:

Q What was the purpose of the Wackenhut investigation as you described it to Wackenhut?

A Pretty straightforward, ma'am. We wanted to, number one, determine what information was leaving; number two, if at all possible, identify the individuals; number three, retrieve our documents; and, number four, take appropriate legal action against the individuals who were stealing our property. Pretty straightforward investigation.

Q Was it to ensure that there would no future theft of documents?

A That would certainly -- we would like to put our finger in the dike if we could.

Q And how did you intend to do that?

A I didn't formulate a plan for that. I think that was further down the road. As far as a blueprint, we hadn't gotten to that.

Q But that was one of the objectives from the very beginning of the investigation. Is that correct?

A Stop the leaks?

Q Yes.

A Absolutely.

Q Was it your intent in stopping the leaks, Mr. Wellington, to stop all documents leaving Alyeska no matter who they were going to?

A I don't think I'd ever formulated an opinion like that.

Q What documents would it be okay -- in the context of the way you viewed the investigation, what documents would it have been okay to leave Alyeska?

A Documents that personally given to me as part of my personal employment. If I want to give my performance appraisal to somebody, if I want to give my pay stub to somebody, if I want to give the forms that I fill out when I go to work to somebody, obviously those are released by you and it's fine. I have no problem with that.

Q What about documents that evidence violations of law?

A Certainly within the context of any city, state or federal regulations or statutes or whatever it is, if there is some type of protective legislation that says a person can steal documents from his employer and pass them on to somebody and the law protects that, I support the laws of this country. I have no problem with that.

Q Are you aware of any?

A I'm not a lawyer.

Q What type of documents -- if you found out -- for example, let me ask you a hypothetical. I want you to consider this question in the timeframe that this investigation was getting off the ground, which is mid February, early to mid February of 1990. You had the authority --

JUDGE TURECK: Was that an answer? Did you say yes?

THE WITNESS: Yes. Yes, sir.

JUDGE TURECK: Okay. Thank you.

BY MS. GARDE:

Q You had the authority from Mr. Hermiller to go forward with the investigation. Isn't that correct?

A Yes, ma'am.

Q Okay. You contacted Wackenhut to get that

investigation started. Isn't that correct?

A Yes, ma'am.

Q Okay. And you talked to Mr. Bernstein, I think, initially, a vice president of Wackenhut?

A Yes, ma'am.

Q Okay. And you explained to Mr. Bernstein what your needs were. Is that correct?

A Yes, ma'am.

Q He recommended to you Mr. Wayne Black.

A He recommended his company.

Q Did he tell you about the special investigations division?

A Yes, ma'am.

Q Okay. How soon after that conversation with Mr. Bernstein did you then meet Mr. Wayne Black?

A I think it was maybe a week or so.

Q Did he come to Alaska?

A No.

Q You went to Florida.

A Yes.

Q Good time of the year to go to Florida from Alaska. Early February 1990. So you went there.

A Yes.

Q And you met with Mr. Wayne Black at the Coral Gables headquarters. Is that correct?

A And other Wackenhut officials.

Q Okay. Who else was at the initial meeting?

A Mr. George Wackenhut, the chairman of the board. Mr. Rick Wackenhut, his son, who is president of the corporation. Mr. Alan Bernstein, senior vice president for domestic operations. Their attorney, their in-house counsel.

Q James Rowan?

A Yes. Mr. Rowan was in for part of it. And Mr. Black.

Q Was Mr. Lund at the initial meeting?

A He could have been but I don't think so. Some people came in and out. I'm not sure.

Q When you went to them, did you explain what the problem was?

A I did several things. And the main purpose of going to Florida was to lay out the scope of the investigation but more importantly to lay out the fact to the owner of the company, the chairman of the board and the president, how I wanted that investigation conducted.

And the exact words were it had to be legal, we would not use any alcohol, we would not use any drugs, we would not use any women, and Mr. Wackenhut Senior said to me, Pat, we wouldn't do it any other way.

And I says, George, I had to say it because this

is very important and I don't want you to think that we are willing to go to any means to get what we want because we're not. If you can't, you can't. And then we went on.

Q Well, did you expect Wackenhut to comply with both state and federal laws that would apply to their investigation?

A Absolutely.

Q Did you expect them to tell you about those laws?

A No, they're an independent contractor, they're licensed to do business nationally, internationally. I left those administrative details up to them. They understood what I said. There wasn't any doubt in their mind.

Q Well, you said no drugs, drinking or women, that it must be done strictly legally.

A Legally.

Q Okay. What rights did you expect Wackenhut to comply with or honor in the context of that investigation?

A All the rights of an individual as they pertain to any city, state or federal statutes that apply to an investigation.

Q At the beginning of the investigation, after you left that meeting, did they tell you what those rights were? Did they explain Mr. Hamel's rights to not have

information taken from his house or to take information from his house?

A We didn't go into those details, ma'am.

Q Okay. What else was said at the meeting?

A We discussed how we were going to set up the operation. We discussed the undercover aspects of the operation, setting up a company that would -- that the investigation would spin off of. We talked about that.

JUDGE TURECK: What do you mean by a company that the investigation would spin off of?

THE WITNESS: They set up a company called ECOLIT which was an undercover operative company used by Wackenhut investigators.

BY MS. GARDE:

Q And that was a phony environmental group, isn't that correct?

A That was an investigative company that was set up.

Q But as presented to the employees of Alyeska and the public and Mr. Hamel, they were led to believe it was an environmental group. Isn't that correct?

A I believe so.

Q Doing things to protect the environment and to keep Alyeska and the oil companies in tow, isn't that correct?

A I don't know what they told them but I would --
Q Well, we'll come back to that a little bit later. But you knew that ECOLIT was a phony corporation. Is that correct?
A I knew that they were an investigative organization. You can call it what you want, I'll call it an investigative organization.
Q Well, did you think it had any legitimate basis?
A Darn right it did. Trying to find out who was stealing our property.
Q But was it doing any environmental litigation?
A Not that I'm aware of.
Q So the sole purpose was to be an investigative front for Wackenhut.
A Which is legal.
Q That's not what I asked you, Mr. Wellington. That was its sole purpose, wasn't it?
A Yes.
Q When you had that discussion, was there any discussion about what Wackenhut should do if it found environmental wrongs or environmental violations?
A At that particular meeting, I don't recall that that was discussed.
(Continued on the next page.)

Q Did you voice any concern about that?

A I don't believe so.

Q So the concept of ECOLIT going to Valdez looking for sympathetic workers that had environmental concerns to come to ECOLIT, what that information was going to -- what was going to be done with that information was never discussed.

A The fourth point I think I made as far as our investigation was concerned would be any legal action either criminal or civil that could be taken against the individuals who were stealing our property. So certainly the byproduct of the alleged thefts would have been appropriate court action. We did talk about that.

From the offset, everything we did we wanted to make sure that at some point in time if needed would get into a court.

Q Mr. Wellington, you're not answering my question. Let me try again. It may be confusing.

When you went to Coral Gables and you discussed how the undercover operation was going to work, you talked about setting up ECOLIT. That's what they were going to do, isn't that correct?

A Yes.

Q And you understood that the employees at Alyeska both people who were potentially as you say stealing your

property and others that were going to hear about ECOLIT may call ECOLIT and may give them documents. That was the purpose of it, wasn't it?

A We did not go into that great a detail.

Q Well, what did you understand was going to happen when ECOLIT went to Valdez and advertised for people who had environmental concerns about the operation of the terminal? What did you think was going to happen?

A That decision was made later to go to Valdez. It wasn't a part of the preliminary discussion, ma'am, that we had in Coral Gables when we set up the investigation.

Q Now, wait a minute, Mr. Wellington. I thought that initial investigation was to find the leaks of the information --

A Correct.

Q -- and I thought it was your earlier testimony in your deposition, sir, that it wasn't until much later that you decided to move ECOLIT to Virginia. Did you testify that ECOLIT -- opening the office of ECOLIT in Virginia didn't happen until much later?

A Oh, yes, yes.

Q Well, where did you think ECOLIT was going to exist?

A We -- they had an office in Miami, a separate

office in Miami, as -- you know, obviously you're not too familiar with how investigations are conducted. As we progressed through the investigation, it was decided that we needed to move closer to one of our principal investigative leads, which was Mr. Hamel.

Typical in the course of an investigation that you move into an area -- you know, if you're going to buy some drugs, you're don't probably want to do it in the Waldorf Astoria. You want to get down to where it is. We decided to move closer to the individual who was receiving the documents. That's why it was decision was made to go to Virginia.

Q Mr. Wellington, when you were sitting in Coral Gables, where did you think ECOLIT's office or activities were going to be conducted?

A Probably in -- you know, in -- in Miami, probably in Virginia, probably in Alaska. We just really didn't know. To be very honest with you, ma'am, we just didn't know where this was going to take us. We didn't have that much detail. We hoped the investigation would reveal where we should go, and we would make adjustments.

Q Well, when you were talking to the group of Wackenhut executives, did you know about the frontier conference that was coming up in Alaska?

A Yes.

Q And did you discuss that ECOLIT was going to in fact come to Anchorage and try to pin down Mr. Hamel during that conference?

A Yes.

Q And how did you know Mr. Hamel was coming to that conference?

A He usually shows up where there's someplace where there's a lot of people where he can get an audience. I took a guess that he would be here.

Q Just assumed he was going to travel from Virginia to Anchorage to be at that frontier thinking conference.

A That was an educated guess on my part, and it proved to be so.

Q So you had Mr. Black and Mr. Lund and another investigator come from Coral Gables to Anchorage on the assumption that Mr. Hamel was going to be there.

A Yes.

Q Isn't it true that Mr. Hermiller called Mr. Hamel and invited him to come?

A I don't have -- I didn't know that then, and I don't know it now.

Q You don't have any idea about that whatsoever.

A No.

Q Once you were discussing the ECOLIT -- existence

of ECOLIT and the operation of ECOLIT and how you were going to get close to Hamel at the frontier thinking conference, did you discuss the possibility that Alyeska employees would give ECOLIT information about environmental wrongs?

A That was -- that was never discussed.

Q Why was that not considered? Well, what were you looking for?

A We weren't -- I think I explained all -- go over it one more time for you. We were attempting to determine the leaks, who was leaking, stop the leaks, and head for the courthouse. That was my motive. That was my objective.

Q Well, let me ask you this hypothetically. What I want to know is if you talked about this in Coral Gables or if you thought about it.

A No, we did not.

Q Let me ask you the question. John Doe at Alyeska is observing dumping going on into the Prince William Sound, not authorized, a violation of all the procedures, supervisors absolutely violated company policy procedures. He turns to a fellow worker and says, "Don't tell anybody I'm doing this." The worker goes home, and he sees something in the paper about ECOLIT, and he calls and tells ECOLIT that this happened. What was going to

happen with that?

A You're asking me to speculate.

Q You just didn't even think about it.

A And you've got it right. I didn't think about it, and I would want to speculate.

Q Did Mr. Black, Mr. Lund, Mr. Wackenhut, any of their lawyers ever tell you what rights people had that worked for Alyeska to disclose information about environmental wrongs?

A (Pause.) Certainly Mr. Wackenhut -- I don't recall any conversation with either -- either Wackenhut. I believe that at some point in time, ma'am, during the course of the investigation that Mr. Black provided some information to me concerning the possibility that these individuals who were taking information might at some point in time say that they were doing this under some state or federal whistleblower act, and that was it.

Q Isn't that the first thing he told you? Isn't that the very first memo Wayne Black wrote you, was about the rights of your employees to engage in protected activity?

A I -- I know he wrote the memo, but I don't know if it was --

Q Would you look at Exhibit 24, please?

A Sure. (Pause.)

Q Could you identify that, please?

A Well, I guess it's a memo. It's to me from Wayne Black and the subject is whistleblower.

Q Isn't this the first memo you got from Mr. Black?

A I don't know if it is or not, ma'am.

Q Did you ever use the word whistleblower to Wackenhut?

A Ever.

Q In the beginning. From the meeting in Coral Gables to the time that Mr. Black sent you this memo on March 7, 1990. Did you ever say to him I'm looking for the whistleblowers?

A I never used that term.

Q You said you were looking for leaks.

A Absolutely.

Q And he told you about whistleblowers. And he told you about state and federal laws. Did you take this memo to your general counsel?

A No.

Q Did you ask anybody about it?

A No.

Q Did you go to Mr. Hermiller and say, hey, wait a minute, there's some rights here we haven't considered?

A No.

Q Did you even tell Mr. Hermiller about the memo?
A I don't recall if I did or not.
Q Did you read the memo?
A Are you asking if I read the memo?
Q Did you read the memo?
A Yes, I did.
Q Did it raise any concerns in your mind, Mr. Wellington, that what you were asking Wackenhut to do was interfere with federally protected rights? Did you have any question about that after reading this memo?
A No, because, as I said earlier, I wanted to keep the investigation legal.
Q But here he's telling you a law. The only law he's telling you about --
A He's saying --
MR. JORDAN: Objection, Your Honor. It misstates the exhibit. The third paragraph of the exhibit indicates that there are exceptions that apply to this whistleblower protection so if Ms. Garde wants to talk about this exhibit that's fine but I think she ought to not misstate and ought to present it accurately to the witness and direct his attention to a particular paragraph that she has in mind.
MS. GARDE: Your Honor, I've asked him several times if he got any other memos about any other rights or

any other laws and he said no. I'm calling --

MR. JORDAN: I'm not talking about any other memo, I'm talking about this memo, the third paragraph of this memo.

MS. GARDE: Your Honor, I think I'm entitled to cross-examine this witness on this memo.

JUDGE TURECK: I'll overrule the objection.

You can answer.

THE WITNESS: What's the question?

MS. GARDE: Could you read back the question, please?

(Whereupon, the reporter played back the pending question.)

BY MS. GARDE:

Q Mr. Wellington, isn't this the only law that he told you about in the beginning of the investigation?

A No, I think we talked about trash collection, other things.

Q Did he write you a memo about that?

A I don't recall that he did.

Q What did he tell you about that?

A That that would probably be one of the investigative techniques that they would use.

Q What were people's rights -- whether or not they have a right to their trash once they put it on the curb?

A Yes, we talked about that.

Q When you read this memo, what did you think the statement meant, sir, that "Under federal law, it would be disclosure of the information to anyone which is considered protected"? This is the last line of the second paragraph.

A I still felt, ma'am, that we could conduct the investigation in accordance with the state and federal laws. There isn't anything, as I understand it, in the whistleblower statute that precludes Alyeska from conducting an investigation to see who's leaking information.

Q Who told you that?

A Who told me what?

Q Who told you that there's nothing in the law that prohibits Alyeska from conducting an investigation to determine who was leaking information?

A During the middle part of the investigation, ma'am, we had four attorneys that were advising us on the course of the investigation: one Alyeska, two from Florida, both of them having prior criminal prosecution experience, and a California lawyer and I think our general counsel, we have an attorney here in Anchorage on retainer also, at no time during the review of the activities that were going on, I think I referred to it in

Congress, I had lawyers hanging out of my pockets, did anybody raise an issue concerning the whistleblower statutes, whatever they are, and the course of our investigation. I assumed because we had four or five attorneys involved plus the in-house counsel from Wackenhut that we were in good shape. I could have hired another attorney but I figured five was probably enough.

Q Well, did you tell any of those attorneys about this memo? Did you give them a copy of it?

A Basically the attorneys had an opportunity to review the contents of the investigation, the nature of the investigation, what we were doing and I would assume that through our conversations, and some of the meetings were fairly lengthy, that if there were any red flags to be raised they would have raised it.

Q That's not my question, Mr. Wellington. Did you give any of those lawyers when they came on board in the investigation a copy of this memo?

A I don't recall.

Q Did you ever ask them about an employee's right to provide information to Mr. Hamel or Ms. Ott or the EPA or Dan Lawn?

A Did I say to any attorney is it all right if Mr. Scott steals documents from us and gives it to Mr. Hamel?

Q No, that's not what I'm asking. Did you tell anybody that Wayne Black told you there was a whistleblower protection law?

A I don't recall that.

Q Did you decide not to tell anybody?

A It wasn't a conscious decision on my part one way or the other.

Q You just ignored it. Is that correct?

A I wouldn't say I ignored it. I didn't see it as a problem.

Q You filed it? You got it, you read it, you filed it and decided it wasn't a problem.

A That's correct.

Q And that was without any other lawyer looking over your shoulder and seeing what Wayne Black said about workers' rights, wasn't it?

A At that time. At that time.

Q But by the time they did get involved, it was what, four months later?

A Three or four.

Q Three or four months later.

A It still didn't raise any red flags with them.

Q Maybe they didn't know the law.

A I -- you can ask them. I don't know.

Q Mr. Wellington, you testified that everything

that you told Wackenhut was supposed to hold up in court. Isn't that correct?

A That is correct.

Q That was what you went to Coral Gables to look Mr. Wackenhut in the eye and tell him. Isn't that correct?

A That's correct.

Q And you had wanted that to happen, didn't you?

A Absolutely.

Q No matter how serious the leak of documents was, and I understand your testimony, you did not want to cross the line into illegalities.

A That's correct.

Q What about this line? What about the line about whistleblower rights? You just didn't think they had any, did you?

MR. JORDAN: Objection, Your Honor.

MS. GARDE: Withdraw the question.

BY MS. GARDE:

Q Beginning with Exhibit 24, Mr. Wellington, did Mr. Wayne Black begin to send you documents, memos if you will?

A Yes, ma'am.

Q What did you do with those documents?

A I kept them in my office.

Q Where in your office?
A In a locked cabinet behind my desk.
Q Is that where you usually keep your memos?
A No.
Q Why did you keep them there?
A Because of the confidentiality of the investigation and the only other one in my office that was aware of the investigation was Mr. Iversen.
Q And did you distribute the memos to anybody?
A No.
Q So a document came in from Wayne Black, how did it arrive? Did you have a fax machine in your own personal office?
A No. It came in in -- we had set up a procedure whereby the documents would come usually Federal Express, double or triple wrapped and the last one would be an envelope that said to be opened by me only. With a number on it.
Q Did he fax you any documents?
A He may have but if he did, as I recall, maybe once or twice, I would stand by the fax machine and take the fax off.
Q And why were they double and triple wrapped?
A Just a good investigative technique.
Q Was it to make sure that you knew that the

document hadn't been looked at by anybody else?

A Standard procedure, yes, ma'am.

Q And did you maintain that file in any kind of particular order? Chronological order, subject matter, anything like that?

A Basically as they came in.

Q As we'll see later on in your testimony, Mr. Wellington, sometimes there's three or four memos a day. Did they usually come in in the same package?

A Yes, ma'am.

Q And then you'd file them in as they came in chronologically, is that correct?

A Basically.

Q Did you ever throw any away?

A No. I shredded the envelopes.

Q Do you have those now?

A No.

Q How long has it been since you haven't had those documents?

A Probably over a year, I guess.

Q Did you maintain any kind of log? When the documents came in, you'd give them an identifier or a date or write down what you got?

A No.

Q So you maintained no log of the documents you

received. You maintained no copy.

A That's correct.

Q When did you give the documents away?

A I was told to.

Q By who?

A It may have been -- it was in our law department, it was a lawyer. It may have been Mr. Trotter, it may have been somebody else. I don't remember.

Q What were you directed to do with the documents?

A Turn all the documents that I had over to the legal department.

Q Did you physically hand them to your legal department?

A I physically handed them to Mr. Trotter.

(Continued on the next page.)

Q Was it after the owners association shut down the investigation?

A Yes, ma'am.

Q You kept no copies.

A No copies.

Q You kept no log.

A No log. I didn't keep nothing. Wanted to but didn't.

Q Did they tell you why you weren't going to keep any copies?

A No, didn't ask.

Q They just said, "Turn everything over. Don't keep any copies."

A Yes.

Q Do you know what they did with those documents?

A It's my understanding that they forwarded them to a law firm in Los Angeles.

Q Do you know if they kept a copy?

A I only talked to those people once, and that was enough.

Q The Los Angeles lawyers?

A Yes.

Q Do you know if Mr. Trotter kept a copy of what you gave him?

A Never asked him.

Q Prior to your going to Los Angeles and talking to those lawyers, did you review any documents?

A (Pause.) I don't think I had any. I was on vacation when they called me and told me to go over there.

Q When you turned the documents over to Mr. Trotter, you effectively lost control of those documents, didn't you?

A Absolutely.

Q So if there's documents that are now missing or documents that were not produced by Alyeska back to us, you have no explanation for that, do you?

A No, none.

Q Every document that you ever got from Wayne Black you turned over to Mr. Trotter, is that correct?

A That's my -- yes.

Q And from that point on you have no understanding or explanation of what happened other than what you testified, that you think they were sent to California.

A That's correct.

Q So the chain of custody in terms of those documents was destroyed when you handed them to Mr. Trotter, wasn't it?

A Absolutely.

Q How did Wayne Black know the parameters of the investigation that he was supposed to conduct? How did he

know how far he could go within the Alyeska circles to identify leaks?

JUDGE TURECK: Let me interrupt you for a second. Are you going to start getting into something new at this point?

MS. GARDE: Yes.

JUDGE TURECK: Okay. Maybe this would be a good time to go ahead and break for lunch. So why don't you just hold the question in mind.

Before we do that, do you want to move the admission of Exhibits 21 through 24?

MS. GARDE: Yes. Thank you. I'd like to do that at this time.

JUDGE TURECK: Is there any objection?

MR. JORDAN: Your Honor, let me just go through them.

JUDGE TURECK: Sure.

MR. JORDAN: If I can here.

I have no objection to 24. I have no objection on 20. Let's see. I have no objection on 22. I have no objection on 21, if the understanding is that the -- if the purpose of admitting them is to show that Mr. Wellington sent what he referred to as a buck slip to Wayne Black and that there was a clipping attached. If the purpose is to have the information set forth in the

clipping be accepted as true, then I have objection on the basis of hearsay.

JUDGE TURECK: Okay. I assume that's not the purpose.

MS. GARDE: No.

JUDGE TURECK: Okay.

MR. JORDAN: With respect to Exhibit 23, let me state my objections I guess in two tiers. One, I recognize Your Honor overruled my objection about the scope of inquiry with respect to Ms. Ott, and I understand the basis for doing that. I still do not think a sufficient basis has been shown of any connection between Ms. Ott that was going on with respect to Bob Scott to satisfy the relevance standard. If Your Honor disagrees with that, however, I have the same observation as I had with respect to Exhibit 21, which is that it should be admitted only for the purpose of showing that Mr. Wellington sent a buck slip with various other material attached on the assumption that the material attached is not offered for the truth of the matter asserted therein.

MS. GARDE: It's not except for one of the attachments to Ms. Ott's -- the page of information about Ms. Ott, which is the February 23rd, '88 memo from Iversen to Wellington, only offered for the purposes that that is

what security did. Security did conduct this, and he sent that information to Mr. Black was part of his packet about Ms. Ott.

MR. JORDAN: There my --

MS. GARDE: I don't know if any of it's true or not.

MR. JORDAN: There my objection is the relevance objection I made initially. And as long as -- if Your Honor doesn't accept that and says it can come in, then I again say as long as it's not for the truth of the matter asserted, just for the fact that this is the information that was developed in an Alyeska security report.

JUDGE TURECK: Again, is that the purpose of the offer?

MS. GARDE: Yes.

JUDGE TURECK: Okay. Then I'll accept it for that purpose, and I agree with you, I don't want to get into the question of whether these things dealing with Ms. Ott are true. That's not the purpose of the inquiry, and if we start doing that again, this hearing will never end.

With those restrictions, I'll admit Exhibits 21 through 24 into evidence.

(The documents referred to, having been previously marked for identification, were received in evidence as Complainant's Exhibits Nos. 21, 22, 23, and 24.)

JUDGE TURECK: And at this time we'll adjourn until 10 till 2:00, and just try to adjourn -- I notice yesterday we had some people brought some food into the courtroom after lunch. Please do not do that again. I don't mind if we bring in drinks, but no food.

With that, we're adjourned.

(Whereupon, at 12:51 p.m. the hearing was recessed, to be reconvened this same day, Tuesday, May 19, 1992, at 1:50 p.m.)

REPORTER'S CERTIFICATE

DOCKET NO.: 92-TSC-2

CASE TITLE: ROBERT SCOTT v. ALYESKA PIPELINE SERVICE COMPANY

HEARING DATE: May 19, 1992

LOCATION: Anchorage, Alaska

I hereby certify that the proceedings and evidence are contained fully and accurately on the tapes and notes reported by me at the hearing in the above case before the United States Department of Labor.

Date: May 19, 1992



Official Reporter

Heritage Reporting Corporation

1220 L Street, N.W.

Washington, D.C. 20005

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of:	)	
	)	
ROBERT SCOTT,	)	
	)	
Complainant,	)	Case No. 92-TSC-2
v.	)	
	)	
ALYESKA PIPELINE SERVICE COMPANY,	)	
	)	
	)	
Respondent.	)	

AFTERNOON SESSION

Pages: 418 through 535

Place: Anchorage, Alaska

Date: May 19, 1992

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of:	)	
	)	
ROBERT SCOTT,	)	
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Complainant,	)	Case No. 92-TSC-2
v.	)	
	)	
ALYESKA PIPELINE SERVICE COMPANY,	)	
	)	
	)	
Respondent.	)	

Courtroom 1
303 K Street
Anchorage, Alaska

Tuesday,
May 19, 1992

The hearing in the above-entitled matter commenced, pursuant to notice, at 1:56 p.m.

BEFORE: HON. JEFFREY TURECK
Administrative Law Judge

APPEARANCES:

On behalf of the Complainant:

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I N D E X

WITNESSES:	DIRECT	CROSS	REDIRECT	RECROSS	VOIR DIRE
James Wellington	421				

EXHIBITS:	IDENTIFIED	IN EVIDENCE
Complainant's:		
25	Prev.	484
29	Prev.	484
30	Prev.	484
31	Prev.	484
32	Prev.	484
34	Prev.	484
35	Prev.	492
38	Prev.	503
39	Prev.	503
41	Prev.	517
45 (Page 1)	Prev.	527
46	Prev.	534

A F T E R N O O N S E S S I O N

(1:56 p.m.)

JUDGE TURECK: Back on the record. This is a continuation of the hearing in Scott v. Alyeska.

Continue questioning.

Mr. Wellington, you're still under oath.

Whereupon,

JAMES P. WELLINGTON

having been previously duly sworn, resumed the stand as a witness herein, and was examined and testified further as follows:

JUDGE TURECK: I think you had a half a question finished when I interrupted you for the lunch break.

DIRECT EXAMINATION (Resumed)

BY MS. GARDE:

Q Mr. Wellington, before the lunch break, I was asking you about the very beginning of the Wackenhut investigation. Do you recall that that's where we were in our examination?

A I believe so, ma'am.

Q I'd like to go back to the meeting at Coral Gables and just make sure that I've elicited your testimony on what was the conclusion of that meeting with Mr. Wackenhut, his son, and the other parties that you identified.

A The conclusion, or --

Q Mmm-hmm.

A As I've testified, I laid out the four major objectives as far as the Alyeska was concerned was to the leaks, identify what documents were going, identify the people that were responsible, and take appropriate legal action, in that the focus of the investigation was always to remain consistent with those guidelines and that at some point in time, ma'am, that all of the investigative efforts that were done on behalf of Alyeska would be or could be subject to a court of law, and therefore, everything had to be done legally.

Q Do you remember when that meeting was?

A Late February, maybe early March. I don't recall.

Q Did you execute a separate contract with Wackenhut for the purposes of this investigation?

A No, ma'am.

Q This was just a continuation.

A Of our contract.

Q Of the activities that you already had ongoing with American Guard and Alert?

A Yes, which is a wholly owned subsidiary of the Wackenhut Corporation.

Q Did Mr. Black in that initial meeting give you

any details of how they were going to conduct the investigation, what types of activities they were going to engage in?

A Well, I think, ma'am, as I testified before, we talked about setting up the investigative corporation. We talked about the -- whatever it was, the frontier conference or whatever that was here in Anchorage that was coming up fairly soon. We did not go into a lot of the -- a lot of the nitty-gritty details, so to speak, as far as the investigation was concerned.

Q Did they tell you that they were going to obtain telephone tolls?

A I don't believe that was discussed, ma'am, at that meeting.

Q Did they tell you that they were going to take Mr. Hamel and Mr. Scott's trash?

A I don't recall.

Q Did they tell you that they were going to check on the banking activities of either Mr. Scott or any of the other potential targets?

A As far as the investigative leaks are concerned, I would say that we did not discuss the financial aspects of the individuals involved.

Q Did they tell you they needed additional handwriting samples from Mr. Scott?

A I don't think that was an issue, ma'am.

Q Did they tell you that they had given a code name to Robert Scott, "the Scotsman"? Did they tell you that they gave Mr. Hamel a code name, "Mr. Hotel"?

A Not that I -- no.

Q Did they go into any details with you about how they were going to actually conduct the activity?

A Other than the broad guidelines that I gave them, which I think were pretty specific, and that's -- I'll repeat one more time -- keep it legal, wouldn't get involved in any activity involving drugs or alcohol or women, and that every aspect of the investigation had to be done with an eye towards eventually showing up in court.

Q Did you indicate to Wackenhut that you expected there to be some type of record kept of what they did?

A I think that's standard practice that they would.

Q But did you say anything to them?

A No, but I think it's kind of like going to the doctor's office. You assume he's going to keep some kind of a record as a professional in the areas that they work in.

Q Did you ask or inquire at all while you were in Coral Gables what type of training that they used to train

investigators to conduct these kind of activities?

A I was aware of -- generally aware through information provided by them of Mr. Black's previous experience and Mr. Lund's previous experience, and I believe, Mr. Crep's previous experience. I did not go below that level of internal review of their people. I was satisfied with the people who were going to manage the investigation, had the expertise, had the experience, had the professional standing in order to conduct an investigation of this type.

Q How long were you at Coral Gables?

A Well, probably two days.

Q Did your meeting span a two-day period?

A Probably all of one day. As I recall, we got in there rather late at night, and we met the next morning, and -- or the next day, and basically, almost all day. As I recall, I left the following morning.

Q And in that time frame of those two days, did you have separate meetings with Mr. Black and Mr. Lund regarding the investigative techniques that they would employ?

A I think probably not. I'm trying to visualize. We met in the Chairman's Board Room, and we didn't -- as I recall, ma'am, we didn't move away from there. So probably not.

Q Did either Mr. Lund or Mr. Black give you a copy or show you a copy of a book entitled, How To Get Anything on Anybody?

A No.

Q Have you since become aware of the fact that that book was handed out to Wackenhut investigators?

A I have no knowledge of that.

Q Have you seen the document?

A I think -- as I recall, ma'am, I think somebody at the congressional hearing had a copy, but I've never seen it.

Q So in preparing for this hearing today or in preparing for the congressional hearing, no one ever has advised you that that document was given to Wackenhut investigators to use?

MR. JORDAN: Objection, Your Honor. It states facts not in evidence. It's an assertion by Mrs. Garde. She can ask the question, but making statements there's no evidence of so far is improper.

MS. GARDE: Well, I thought I was asking that question. Let me rephrase it so you're -- if I misspoke.

BY MS. GARDE:

Q Mr. Wellington, has it come to your attention that Wackenhut investigators were provided a copy of that book, a book called How To Get Anything on Anybody?

A I have no personal knowledge --

Q That's not my question.

A -- that that book was ever passed out to Wackenhut employees.

Q That's not my question, sir. I'm asking you if you now know that Wackenhut handed that book out to their investigators.

A My answer is the same. I don't know.

Q No one has ever told you that?

A I've heard it, but nobody's ever come up and said it to me.

There was some -- let me rephrase that. There was some assertion, some mention of the book at the congressional hearing by one of the people, and they flashed this book through, and I'm not aware of the document. I've never seen, it and whether or not it's passed out to Wackenhut employees or sold on the streets of Miami I have no idea.

Q Mr. Wellington, you testified on a panel with Mr. Richey and Mr. Hermiller during the congressional hearing, did you not?

A Yes, I did.

MR. JORDAN: Objection. I think that also states something that's contrary to the evidence here.

MS. GARDE: Mr. Hermiller and Mr. Richey.

JUDGE TURECK: Do you want to address your comments to the Bench?

MS. GARDE: If I'm making a mistake, I stand corrected.

MR. JORDAN: Okay. I'm sorry. You're correct.

JUDGE TURECK: I assume that the objection's withdrawn.

MR. JORDAN: Withdrawn. I'm sorry, Your Honor.

JUDGE TURECK: You can proceed.

MR. JORDAN: I'm sorry.

BY MS. GARDE:

Q You testified, did you not, on a panel with Mr. Richey, Bill Richey, an attorney from Florida, and Mr. Hermiller, did you not?

A Before Congressman Miller?

Q Yes.

A Yes, I did.

Q During that panel testimony isn't it true that Mr. Miller's staff did hand out a copy of that book and ask if in fact that document wasn't used to train Wackenhut investigators?

A Ma'am, I just -- I honestly don't recall.

Q You just don't recall.

A I remember the book, first time I've ever heard of it, don't know whether they gave me a copy, don't

remember the dialogue between Mr. Wackenhut or whoever was testifying when, you know, this document -- I don't know.

Q But prior to the congressional hearing, you never saw the book and had no knowledge of whether or not it had been used.

A I think I've said that about three times. The answer is no.

Q When you were in Florida, did they indicate to you how they were going to design their investigation to find your leaks?

A Once again, we talked about the investigative corporation. We talked about coming to Alaska, you know, those general type activities.

Q Would you have expected Mr. Black, Mr. Lund, or Mr. Wackenhut or any of the executives at Wackenhut to tell you that they were building their investigation off of a book entitled, How To Get Anything on Anybody, if that's what they were doing?

A Would I expect them to tell me that? Well, that would be speculative on my part. I don't want to speculate.

Q Well, you said that you wanted them to do it legally.

A That's correct.

Q You wanted it to survive in court.

A They may have used The Encyclopedia Britannica. I don't know what they used.

Q I understand that you don't know what they used, but what I'm asking you, Mr. Wellington, is given the instruction that you gave them, that you went to Florida to look Mr. Wackenhut in the eye and tell him, would you have expected them to tell you or advise you that they were training their investigators out of a document that was entitled, How To Get Anything on Anybody?

MR. JORDAN: Objection, Your Honor, relevance. It seems to me we're getting very far afield here. What Mr. Wellington might have expected someone at Wackenhut to have told them about how they were going to conduct an investigation and with trying to weave in a document that Mr. Wellington said he never saw, at least before it was possibly handled out at a congressional hearing just can't possibly be probative and make it more likely or not that the proposition that Ms. Garde espouses with respect to the firing of Mr. Scott is more likely than would otherwise be the case.

MS. GARDE: Well, Your Honor, let me respond to that. It's clear through the testimony of the two witnesses that we've had on the stand that the intention of Alyeska was to conduct a legal surveillance activity. What I'm trying to elicit is the degree to which that was

a serious instruction and the degree to which they attempted to supervise or look into or in any way monitor or put some type of quality control on an investigation which I would represent to the court almost immediately turned to methods that are by the definition of the materials they were using at least highly questionable.

I think I'm at least entitled to probe how much he knew or if he was told or if he even would have expected to have been told that.

MR. JORDAN: I don't have any objection to that line of inquiry as stated. It seems to me that is not the line of inquiry with respect to this took that's being pursued.

MS. GARDE: I think that's the exact question that I have pending.

JUDGE TURECK: I'll overrule the objection. He can answer the question, but I'd caution you that after a while this line of questioning doesn't seem to be getting us anywhere and if his answers don't change and it's not getting any more informative than it has been, if you'd go on to something else --

MS. GARDE: I understand, Judge, and I'll move on after the answer to this question.

BY MS. GARDE:

Q Would you have expected them to tell you if they

were using that type of manual?

A I would think not.

Q And why is that?

A I did not consider the meeting in Miami to be one where I was going to probe into every aspect of how they trained their people, what they did. I went down there to explain to them, as I have here to the court, what our objectives were, what we were attempting to do, and we wanted to keep it legal, we wanted to identify, we wanted to get back, and we wanted to go to court if possible. I think if you take all those into consideration, ma'am, that my guidelines were specific to the Chairman of the Board, the President of the company. I don't know how it could be any more specific.

Q Well, with all due respect, Mr. Wellington, you're testifying about a meeting that I wasn't present at and that there is no record of that I am aware of, and my line of questioning, sir, is to elicit whether or not your instructions about things being done legally were heard by the Wackenhut officials. Whether you were serious in what you said. You're very strong about that in your testimony today, sir. But what I want to know is when you left, did they think they had to tell you? Did Wayne Black have to advise you, "This is what we're going to, and it's legal. This is what we're going to do, and it's

legal"?

A I did not leave instructions for them that every time they got up in the morning for them to call me and see if it's going to be legal. I assumed, based on their national reputation and my instructions, to the highest level -- I could have very easily made those instructions on the telephone. And a trip to Miami and back in three days is not the most joyous trip.

But I went down there to make a point that they understood exactly where Alyeska was coming from and not to some flunky or not to the janitor, but to the President of the corporation and the Chairman of the Board. I think when I left there, they damn well understood what my instructions were.

Q Why do you think they understood that, sir?

A I made it very strong, just like I'm making it here today, with a little different language, but they understood.

Q Well, why do you think they did understand?

A Well, I think they're intelligent human beings, and they've been in the investigative business.

(Continued on the next page.)

BY MS. GARDE:

Q Knowing what you know now, sir, do you think that they didn't understand?

A No.

Q You still think they understood.

A Absolutely.

Q As you're sitting here today, sir, do you believe that obtaining telephone tolls to identify the contacts between Mr. Scott and Mr. Hamel was a legal, regular, investigative technique?

A Is it legal? I'm not aware that it's not legal. The five attorneys that we had on the staff never told me that it was not legal. And, as far as I'm concerned, it's legal. Secondly, is it an investigative tool? Yes, ma'am, it is.

Q So as you're sitting here today, testifying today, sir, you still believe it's legal to obtain telephone tolls of contacts between your employees and Mr. Hamel that might demonstrate where your documents are leaking to. Is that correct?

A Are you asking me if it's a violation of any state, federal or city or any ordinance? That's legal. That's legal.

Q I'm asking you, sir, your opinion today. As you testify today, as director of security of Alyeska, is it

okay today for you to go out and obtain a telephone toll from a John Doe employee to see if they're calling Mr. Hamel?

A Is it legal or is it okay?

Q I'm asking you, sir, in your position as director of Alyeska's security is it okay today? In your opinion.

A Is it okay or legal?

Q I'm asking you, sir, is it all right, in your opinion? Is it an acceptable thing for you to direct to have done or to do? Today.

A If the circumstances warrant it, absolutely.

Q What circumstances?

A Whatever the case may be. If I was running the investigation on the kidnapping of the president of Exxon International, I'd probably be looking at toll records if I thought it would help. If I'm looking at very sensitive legal documents that are stolen from a company, I would probably look at toll records. Yes.

Q So as you testify here today --

A We use that very, very, very carefully and I think the only time that we've ever gone outside the company to do this is in this very, very serious case. I take it very seriously. I feel very strongly about the rights of individuals and I would not use any method that

was not legal. Hopefully I've answered that.

Q Mr. Wellington, if the manual, assuming -- bear with me for a minute and assuming I'm correct if I tell you that Wackenhut handed out that manual I referred to, how to get anything on anybody, let me ask this as a hypothetical question, please and let me finish my question.

MR. JORDAN: I object to hypothetical questions on matters that are not in evidence. I don't think the witness should be required to respond to those. We're entitled to get his knowledge to the extent relevant to the issues in the Bob Scott case.

JUDGE TURECK: I'll sustain that objection. This is not a witness to ask hypothetical questions. If you want to ask questions about facts that are not yet in evidence that you are representing you will put in evidence, that's fine. Subject, of course, to the fact that if you don't put the items into evidence then the questions won't be worth anything and the answers won't be worth anything. But I will permit you to ask questions that you're going to tie in later but not hypothetical questions. This is not an expert witness.

MS. GARDE: Your Honor, then, on that representation, let me just ask my co-counsel something.

(Pause.)

MS. GARDE: Your Honor, then what I would like to do is to represent to the Court that in the testimony of the two Wackenhut investigators that we have coming on the stand, I will ask them about that manual, I will establish through that manual, through their testimony that that manual was handed out at Wackenhut and on that basis I would like to pursue that question with this witness.

JUDGE TURECK: You may proceed.

BY MS. GARDE:

Q Mr. Wackenhut -- I'm sorry. You don't even look like George Wackenhut.

A I don't have the money either.

MS. GARDE: Or live in a castle.

THE WITNESS: No.

(Laughter.)

BY MS. GARDE:

Q Mr. Wellington, if the instructions that were given to the Wackenhut employees who were conducting the investigation into the leak of documents included a manual that said obtaining telephone tolls are illegal but here's how to get them anyway in descending order of legality, would that change your opinion about telephone tolls?

A No.

Q Why not?

A I would not rely on some manual written by somebody from wherever they're coming from as to how I'm going to conduct an investigation. Me, personally, with over 30 years of experience, I'm going to rely on the expert advice of legal counsel, district attorneys, whatever the case may be, the attorney general or whatever the case may be. I could care less about some manual written in Cuba or wherever the hell it came from. So what they passed out to their people, I have no idea. And it wouldn't change my interpretation of what I told them one iota.

Q Is it your belief today, sir, that obtaining someone's credit report is an acceptable investigative technique?

MR. JORDAN: Your Honor, I object to these questions that are "Is it your belief today" or "As you're sitting here today."

MS. GARDE: Well, I'll withdraw the question.

MR. JORDAN: I think it's relevant to ask what his belief was at the time the investigation was ongoing.

MS. GARDE: Well, Your Honor, I will withdraw the question for now and I'll tie it up later.

BY MS. GARDE:

Q Mr. Wellington, did they advise you that they were going to take trash?

A At some point in time, that investigative technique was discussed.

Q Did they advise you that they were going to plant phony memos in the legal department to see if you could identify who was the leak within the legal department?

A I did that.

Q You did that in concert with Mr. Black?

A Yes.

MS. GARDE: I'd like to direct your attention to the exhibits in front of you, sir, to Exhibit 26.

(Continued on the next page.)

BY MS. GARDE:

Q Have you ever seen this document before?

A Ma'am, I've looked at so many documents in the course of this hearing and other hearings and other things that it's not one that jumps out at me. If you've got something that said I saw it, I'd trust that.

Q Do you recognize the document?

A No, I don't recognize it.

Q You've never seen it before?

A Well, I don't know. I look at a lot of documents. I may or may not have. It doesn't ring a bell.

Q Do you have the --

A I don't even know who generated it, to be honest with you.

Q Do you have the exhibits to your deposition in front of you, sir?

A Do what?

Q The exhibits to your deposition?

A Is that a question? I guess I do. I've got a lot of paper here. Okay. Which one is it?

Q If you would turn to Exhibit 34?

A Thirty-four, ma'am?

Q Yes.

A Okay.

JUDGE TURECK: That's deposition Exhibit 34?

MS. GARDE: Deposition Exhibit 34.

MR. JORDAN: As I understand it, this is not a predesignated exhibit. Is that correct?

MS. GARDE: We designated Mr. Wellington's deposition and all of the attachments. We did that with all of the witnesses.

BY MS. GARDE:

Q Do you have Exhibit 34 in front of you, sir?

A Yes.

Q Do you have document number 01001?

A Yes. Yes, ma'am.

MR. JORDAN: If I could have a moment, Ms. Garde.

MS. GARDE: Yes.

MR. JORDAN: I don't have all that immediately in front of me and we need to take a moment to find it.

JUDGE TURECK: Off the record for a minute.

(Whereupon, a brief recess was taken.)

JUDGE TURECK: You can proceed.

BY MS. GARDE:

Q Mr. Wellington, was one of the first activities that was conducted in the Wackenhut investigation putting the test package in the legal office, the legal department office?

A No.

Q What was one of the first activities that was undertaken?

A Probably meeting in Florida and then Mr. Black and Mr. Lund coming to Anchorage.

Q Do you remember Mr. Black sending you a test package on March 12, 1990?

A Yes.

Q What was that?

A As I recall, ma'am, what we agreed to do in the transmittal of information from his office to mine in the manner and method that I described earlier where it would be double wrapped, we decided to go ahead and put numbers on it and we wanted to determine internally among ourselves whether or not we were capable of keeping secrets and so this was what that was.

Q So it was really just a model, a dry run of his sending you memos up to your office. Is that correct?

A Yes, ma'am.

Q When did the test in the legal department occur?

A I'd have to look at the memo, ma'am. If you have that maybe -- I don't recall.

Q You just don't remember when it was? Okay.

In the course of the investigation, sir, how soon did you obtain information about Bob Scott's

telephone tolls?

A When did I know about it?

Q Yes.

A I really don't recall. Probably on a trip to -- one of the trips to Florida, I guess.

Q Can you turn to Exhibit 26? Or 25. In the exhibits in the black binder.

A Yes, ma'am.

Q Does that refresh your recollection about when you first received information on the telephone tolls of Robert Scott?

A That could very well be.

Q March 13th, isn't that correct?

A That could very well be, ma'am.

Q And that was before the frontier thinking conference, wasn't it?

A I don't recall.

Q You don't know? Do you know how Mr. Lund obtained that information?

A I believe I have a fairly decent recollection now of how he did it. I wasn't sure at the time. It's come out at, I believe, congressional hearings how it was done. I didn't know at the time, ma'am.

Q At the time that you saw this memo, were you surprised that Mr. Lund had been able to identify the

numbers he called and who was at the numbers?

A No, I assumed that he was a good investigator.

Q And in the memo, there isn't any indication of Mr. Hamel, is there?

A I don't see any.

Q When Mr. Wayne Black and Rick Lund came to Anchorage for the conference, where did they stay?

A The Captain Cook.

Q And you said that you were correct in your presumption that Mr. Hamel would come. Do you know where Mr. Hamel stayed?

A No, I don't.

Q And did you at some point after the conference obtain information from the Voyager Hotel about who Mr. Hamel called and who called Mr. Hamel while he was at the Voyager?

A We did not obtain any information from the Voyager.

Q Do you remember being asked to do that by Mr. Lund or Mr. Black?

A I recall that there was an inquiry as to whether or not we could.

Q Did you make any attempt to do that?

A No.

Q Why not?

A I didn't know anybody there.

Q Did you attempt to determine from your own Alyeska in-house telephone information or communications system whether anyone at the terminal had called the Voyager Hotel during the time period of that conference?

A We may have. I don't recall, ma'am. If you have something that says we did, then we did. I don't recall.

Q Well, I'm asking you if you did that.

A I don't recall.

Q Okay. Did you send any information back to Mr. Lund or Mr. Black about contacts or phone logs of calls from Alyeska security? From your own communication system?

A I believe I have.

Q How often did you do that?

A I don't know. Once or twice maybe. I don't know. If you have something that shows three or four times, then I'd say that was probably correct.

Q But your recollection is that during the course of the Wackenhut investigation you did provide information about Alyeska phone calls to Mr. Lund and Mr. Black for their use in their investigation. Is that correct?

A I think that would be a fair assertion. Yes, ma'am.

Q While Mr. Lund and Mr. Black were up here, did there come a time that you asked Mr. Lund to take pictures of demonstrators in front of the Alyeska headquarters?

A They indicated, ma'am, that they were going to be present during the publicly announced demonstration in front of our headquarters and I believe that they took photographs. I know I did and I'm assuming they did.

Q You took photographs of the demonstrators?

A Oh, yes.

Q And it's your understanding that they did as well?

A I believe they did.

Q How was that activity designed to help you find the leak of Alyeska documents?

A I'm not sure we're talking about the same thing, ma'am. We had a demonstration in front of our building where physical damage was done to our property. You're trying to tie it to the investigation. I'm not sure that there was any direct tie. But, again, I guess if Mr. Scott's out there with a sign that would kind of help us out a little bit.

Q Well, when you took the pictures of the demonstrators, did you know that they were going to do physical damage to the headquarters?

A I was hoping that they wouldn't.

Q But when you had the camera, I mean, did you wait until after there was damage done to take the pictures?

A I think we took surveillance pictures during the entire demonstration. We were there and the news media was there, everybody had cameras. There were more cameras than people, I think.

Q I'd like to ask you to look at Exhibit 30. It's a memo from Richard Lund to yourself dated March 30, 1990. Is this the memo that Mr. Lund sent you regarding the demonstration?

A Yes, I believe it is, ma'am.

Q And is it your testimony that the activities of Mr. Lund in taking pictures of the demonstrators had nothing to do with the investigation that was being conducted by Wackenhut to find the leaks?

A I wouldn't be so broad as to say that. We have this collateral or concurrent activity going on and it's conceivable that people there might have been involved in other activity and we just wanted the document.

Q Once the pictures were taken, the memo indicates, although I've never seen them, but the pictures were attached to the memorandum. Do you remember him sending you the pictures?

A I believe so.

Q And based on those pictures, did you then make a list, did you identify people and make a list of who they were by face? Send him a list of those names back?

A I know we sat down and attempted to identify some of the people that were there. I can't recall, ma'am, whether I forwarded that list to Mr. Lund or not. I could very well have. I recognized people there, Chancey Croft was there and there were other people who there. Some people I know, some I didn't know.

MS. GARDE: Turn back to Exhibit 29.

(Pause.)

(Continued on the next page.)

Q On March 9th Wayne Black sent you a memo called, "Telephone Toll Analysis." Do you remember receiving this document?

A Yes. I would assume I got it.

Q And this identified, did it not, for the first time positive contacts between Hamel and Scott, didn't it?

A Let me see what it looks like.

Q It's Exhibit 29?

A I'm reading 28. Let's see it. Okay, 29. Mmm-hmm.

Q Okay. In the second paragraph it says, "These individuals are Robert Scott," and it gives his Social Security number. What did the Social Security number mean? Why was he giving you that information?

A I don't have any idea.

Q Do you know how he got that information?

A Social Security number? I don't know.

Q On Robert Scott, who was an employee, he may have gotten it from the information you provided them. Isn't that possible?

A It's certainly within the realm of possibility.

Q Who's Kenneth Adams?

A I don't know.

Q Is he a local attorney?

A I have no idea who he is, ma'am.

Q They gave you his Social Security number. Do you have any idea how they got that?

A Don't even know the gentleman.

Q Who's Dan Lawn?

A Mr. Lawn is a employee of the Department of Environmental Conservation.

Q They gave you his Social Security number as well.

A Yes.

Q What was the purpose, if you know or if you knew at the time, of sending you the Social Security numbers of people that Mr. Hamel had contacted by telephone?

A I don't recall.

Q What's Price/AHTNA?

A Price/AHTNA?

Q AHTNA.

A It's a contractor for Alyeska.

Q A company, a business.

A Yes.

Q And is there any reason or do you have any reason to believe that Price/AHTNA was receiving leaked documents from Hamel or providing leaked documents to Hamel?

A I believe, ma'am, during the course of the telephone analysis that either we did on our phone system

or Mr. Black did, but I think it's -- might be -- I don't know who did it. Price/AHTNA -- the phone assigned to Price/AHTNA at the Valdez equipment shop came up as a hit.

Q What does that mean?

A It came up as somebody from that four-digit Alyeska number made a phone call to Mr. Hamel.

Q Did you take any efforts to determine who might have used that phone?

A Well, the first thing we did was find out who the phone's assigned to, and it turned out to be that it was assigned to Price/AHTNA. It was a phone that was in a common work area, and over 50 people had access to the phone if they wanted to use it. It was not an inner sanctum or somebody's, you know, super secret private office or something like that. So that's basically where we left it at the time.

Q Well, you say you left it there at the time. Did you make any attempt to send the investigators the names of the people who had regular access to that phone?

MR. JORDAN: Your Honor, I feel compelled to object on scope and relevance, again getting at Price/AHTNA, a company that's contracting with Alyeska, pursuing this down every possible path, and there's no indication of any connection whatsoever with Robert Scott.

MS. GARDE: Well, I don't know if he's on that

list of 50 people who may have had access to the phone. Let me ask it that way.

BY MS. GARDE:

Q Was Mr. Scott among the people who could have had access to the Price/AHTNA phone from the terminal?

A I would say that he probably could have had access. Don't know whether he did or not, but he probably could.

MS. GARDE: May I move on?

JUDGE TURECK: Yes.

BY MS. GARDE:

Q When did it come to your attention that Alyeska's contract investigators, the Wackenhut Corporation, were obtaining credit reports from the targets of their investigation?

A I'm not sure, ma'am, whether it was at one of the meetings that we had in Coral Gables. I just -- I don't recall the sequence.

Q Was it fairly early on in the investigative process?

A I think not, but again I'm not sure.

Q Did it come as a surprise to you that they had done that?

A Yes, I think so. I think so.

Q Did you say anything?

A No, I did not.

Q Would you please look at Exhibit 27. Can you identify that document?

A No, I can't.

MR. JORDAN: Your Honor, may I approach the Witness? I'd just like to see what the exhibit that the Witness is looking at looks like to make sure I have the same thing.

JUDGE TURECK: Yes, you may.

THE WITNESS: Thank you.

BY MS. GARDE:

Q When you learned that they were obtaining credit checks, what understanding did you have of how that was going to lead to identifying leaks or stopping them?

A I didn't have any understanding, ma'am.

Q Did you ask them?

A I don't believe so. I don't recall it.

Q Now, when did you learn that there was going to be a trip to Valdez taken by the ECOLIT group?

A We discussed that investigative possibility I believe early on, and I approved that.

Q And what was your understanding of what the purpose of that trip was?

A Basically the investigative purpose of the trip was to determine whether or not individuals working for us

would indiscriminately to people that they didn't know as a result of an inquiry leak confidential privileged or other information.

Q And were you aware of the methods that the Wackenhut investigators went through to portray their legitimacy to the community of Valdez?

A I did not get involved, ma'am, in the nitty-gritty discussion as to how two individuals were going to conduct their investigation and set up their operation at Valdez.

Q Were you shown a copy of the newspaper ad that they were going to run in the Valdez newspaper?

A I probably did see it.

Q Prior to it being run?

A I wouldn't be a bit surprised. I don't recall.

Q Were you aware that the ECOLIT operatives were going to be representing to the public that in their opinion the changes in environmental laws have resulted -- I'll read from Exhibit 31, if you'll turn to that, please.

Would you read paragraph 2, please?

A Out loud or to myself?

Q You can read it to yourself.

JUDGE TURECK: Are you going to have him identify what this document is if you're going to question him about it? It's certainly not obvious from its face.

BY MS. GARDE:

Q You have familiarized yourself with the document?

A Yes.

Q Have you seen this document before?

A I would say, ma'am, I probably have. I don't know at what point in time I have seen it, but I --

Q Who is Dr. William Jenkins?

A Wayne Black.

Q And who was Gary Crep?

A An investigator.

Q So this is a fake memo, isn't it?

A It's an investigative lead memo, yes.

Q It's a tool that they were going to use to convince people that they were legitimate, isn't it?

A Yes.

Q Did you see it before it was finalized?

A I don't recall. I may have.

Q Is there anything in this memo that indicates to you that they were looking for leaks of attorney-client documents?

A I don't think they spelled out exactly what they were looking for. I guess they probably wouldn't have a memo that they'd pass out saying, "this is what I'm looking for."

Q Well, what was your understanding of what this memo was going to be used for?

A Basically for what they say, I guess. I'm not sure when I saw it, ma'am.

Q Do you remember briefing Mr. Hermiller about the undercover operation at Valdez?

A Did I brief Mr. Hermiller?

Q Mmm-hmm.

A Yes, I did.

Q What did you tell him was going on in Valdez?

A I think as I recall and it could have very well been, ma'am, after it happened -- I don't know what Mr. Hermiller's schedule was during this period of time -- that we had or were -- I think had is probably a better definition -- conducted a investigative operation at Valdez to determine whether people would come forth, as I said earlier, to basically people that they had no real knowledge of and provide information of a sensitive or proprietary nature.

(Continued on the next page.)

BY MS. GARDE:

Q Would you please turn to Exhibit 32?

A Yes.

Q Have you seen this document before?

A I believe so.

Q What is it?

A It is entitled "Undercover Investigation, Valdez Alaska" and it's to me from Rick Lund and Gary Crep dated April 23, 1990. And it appears to be a chronological sequence of events that took place while there were here in Alaska and at Valdez.

Q In the first paragraph, the Sunday, April 1st, entry it indicates that the business was doing research, this was the fake business that they were presenting themselves, "Is doing research to force major oil companies through litigation to comply with adequate measures to protect the environment and new areas of exploration." Is that your understanding of what their asserted purpose was?

A Some mumbo-jumbo there. I'm not sure what it was. It seemed to work at the time. I'm not sure what it was.

Q In this memo, there is an indication of the steps that they took to confirm Bob Scott was a leak of information. Do you remember reviewing the steps that

they went through in Valdez regarding Mr. Scott?

A I don't. I think they collected his trash. I'm not sure what else they did. Is there a page I can look at?

Q On page 5 of the memo, it indicates that they got his tag numbers from the house believed to be that of Robert Scott.

A Tag numbers? Car numbers or something?

Q Page 6 indicates they followed him to a meeting, engaged him in conversation and sat across the Pizza Plaza Restaurant in an attempt to overhear his conversation with his wife. Do you remember reading that?

A I read the document. I'm sure I probably read that.

Q How do you think listening to a conversation with Mr. Scott's wife was going to elicit information about leaks?

A You'd have to ask the investigators.

Q Page 7 describes what you testified to a little bit before about putting fliers on the windshields of vehicles in the terminal parking lot. It indicates the specific purpose was to offer an avenue for Scott to take if he chose in addition to that so as not to create the impression he's being singled out. Do you know if Scott took that bait?

A I don't think he did.

Q On page 8 of the memo, it talks about the telephone toll analysis that was being done by Mr. Lund and it indicates that there was an extensive amount of communication taking place between Hamel Scott and Lawn, previously identified in investigative reports. We've established that Mr. Lawn was a state regulator. Did it concern you that one of the things you were learning was that Mr. Scott, Mr. Hamel and Mr. Lawn were sharing information?

A I don't think it surprised me that Mr. Lawn was visiting or talking on the telephone with Mr. Scott and Mr. Hamel. I think we probably assumed that there was a conduit there although I would say this in fairness to Mr. Lawn: I never did see any work product of his or am aware of any work product of his in his regulatory capacity which would lead me to believe that he used any information provided by either Mr. Scott or Mr. Hamel in any official capacity.

Q But you thought or had reached a conclusion in your own mind that Mr. Lawn was receiving information from Mr. Scott and/or Mr. Hamel?

A Well, they certainly were apparently having telephone conversations.

Q Were you concerned that you might be interfering

with the flow of information from Mr. Scott to Mr. Lawn?

A In what method?

Q Were you concerned at all about that?

A No.

Q Why not?

A I didn't see that we were doing anything to interfere with that flow of information.

Q You were just confirming it.

A Yes.

Q The flier that was put out throughout Valdez, it was also put in public places, wasn't it?

A If you say so. I guess.

Q But if the document represents that it was put next to tourism material and posted on bulletin boards, would you disagree with that?

A If that's what they said, I would assume that their report is factual.

Q Was that a deceptive practice?

A That was an investigative practice.

Q But was it deceptive?

A No.

Q Why was it not deceptive? ECOLIT wasn't really an organization that cared about environmental concerns, was it?

A No. They were an investigative organization, as

I said earlier. Corporation, company.

Q Operating as Alyeska's agent. Isn't that correct?

A Operating on behalf of Alyeska. I don't know whether the term "agent" is the right word. They were an independent contractor that we hired to perform a function.

Q Was their flier deceptive?

A I don't think it was deceptive.

Q Would you turn to Exhibit 34? Would you identify this document, please?

A Yes. This is a document dated April 23, 1990 from Rick Lund and Gary Crep to myself and it's an overview of the investigation at Valdez.

Q On page 5, in the middle of the page, there's a description about --

A How do you find page 5?

Q There's a page number on the top.

A Oh, on the top of the page. All right. Okay.

Q See the paragraph that starts, "When these general interviews"? Middle of the page?

A Yes.

Q You indicate that fliers were posted on the vehicles on two separate occasions to provoke employees and attempt to make contact with anyone who may be

disgruntled by getting the word out more aggressively. Was that what the purpose of the fliers and the ECOLIT investigation was in Valdez?

A The purpose of the investigation was to determine, as I've said before, ma'am, whether anybody would come forth and volunteer information, sensitive information, provide documents or et cetera concerning Alyeska. I might point out that we had people call up and talk about fliers, reported them to us.

Q But it wasn't to find people who had leaked documents, was it? It was to provoke employees.

A The purpose of the undercover operation at Valdez was to see if people would come forth. Those are their words, not mine. I guess somebody else might call it something else. But it was designed to see if people would come forth and provide sensitive, confidential information about Alyeska, provide documents or whatever.

Q What if they had just provided information, not documents?

A They probably would have written it down and evaluated it.

Q For what purpose?

A To see exactly what type of information they're passing on, how sensitive is it? Is it something that a secretary is reading that she types for her boss, if

that's sensitive information. Is it security information concerning the security operation of the terminal? I don't know what it would be. It might a recipe, I don't know.

Q Mr. Wellington, wasn't it to do exactly what it says, to provoke employees and find out who may be disgruntled with Alyeska?

A It was designed, as I said before, ma'am, to see if people would come forth.

Q But that's broader than the scope of the investigation you said first. First you said that we were just going to find leaks of documents. Now we're provoking disgruntled employees.

MR. JORDAN: Objection. Argumentative.

BY MS. GARDE:

Q Is there a difference in those two?

JUDGE TURECK: I'll overrule it. You can answer.

THE WITNESS: Sure. I'd be more than happy to. As I said earlier, ma'am, the focus of the investigation was to determine what material was leaking, who was leaking it, recover it and take action.

I feel that the operation at Valdez falls within the scope of trying to determine who was leaking information, what information was being leaked and did

somebody have a bushel basket full of information out there that they were just waiting for somebody to come forth and give it to? We had no idea.

Like I said earlier, was it security issues that they were talking about? We spend $10 million a year on security alone on this pipeline. Were they providing information on how to breach security at the terminal, what time the guards change shifts? As we found out later, there was a lot of information that was passed on to Mr. Hamel concerning information on -- routine information, drive-by shooting information I passed out to our employees to be cautious of, that information went to Mr. Hamel. We had no idea what he was getting.

I'm concerned about the overall security of the trans-Alaska pipeline and I'm concerned that anything that's done that could result in a shutdown of our operation or a major problem as a result of our employees taking action above and beyond the scope of their employment could have a detrimental effect not only on the community, the state and nation and our company and therefore I feel that this method in Valdez was a valid investigative effort on our behalf to determine whether or not we had employees there who would come forth. Thank God we didn't.

As I always suspected, 99.9 percent of our

employees are loyal, hardworking, dedicated to the company, dedicated to Alaska.

BY MS. GARDE:

Q Do you consider an employee -- I'm sorry. Are you done?

A Yes.

Q Do you consider an employee who provided information to Mr. Dan Lawn or Mr. Hamel as disloyal?

A I would have to evaluate the information, the context that it was given in, the purpose it was given for, was there money that was transpired, were there other gratuities that were given? I don't know.

Q Well, Mr. Wellington, is a person who works for Alyeska who provides information in response to a flyer looking for a way to keep the oil companies in line with their regulatory requirements indicate that person is disloyal?

A If that was the type of information that we would have received, we would have had to evaluate it.

(Continued on the next page.)

Q Your flyers didn't offer money for information, did they?

A I believe, no.

Q They didn't offer any indication that they were looking for security leaks.

A We didn't -- we weren't specific, ma'am.

Q No, you were specific in the flyers, sir. The flyer specifically says, "and seeks information to force major oil companies through litigation to comply with adequate measures to protect the environment in new areas of exploration." That doesn't say anything about security.

A Is that what the flyer says?

Q I'm reading from their description of the flyer. I think we can get the flyer if -- that we've submitted.

JUDGE TURECK: Where were you reading from?

MS. GARDE: Let's go off the record a minute. I need to find it.

JUDGE TURECK: First of all, where were you reading from?

MS. GARDE: I was reading from Exhibit 32, the first paragraph, describing the purpose of ECOLIT.

JUDGE TURECK: Off the record.

(Whereupon, a brief recess was taken.)

JUDGE TURECK: Let's go back on the record.

As long as you've been interrupted already, let me ask you a question. On Exhibit 34 at least the copy that I have doesn't appear to be complete, and I was wondering if that was intentional or accidental.

My copy is missing pages 2 and 4.

MS. GARDE: It was not intentional, Your Honor, and I'll get you a copy of a complete exhibit.

(Pause.)

MS. GARDE: Can we go on in the meantime, or would --

JUDGE TURECK: Yes.

MS. GARDE: -- you like --

JUDGE TURECK: Oh, no, please.

BY MS. GARDE:

Q Mr. Wellington, do you recall Mr. Black asking you about the call listing for particular days that went from the Valdez Terminal to all 800 numbers or all Virginia numbers?

A That rings a bell, I think.

Q Did you do that when he asked?

A I don't recall, ma'am.

Q You're aware of the fact that -- you are aware of the fact, are you not, Mr. Wellington, that the investigators in Valdez also took steps to run a background check and do a number of other things on a

citizen named Bob Swift?

A I believe I found that out after it was done.

Q Who was Bob Swift?

A I don't recall.

Q Isn't it true that he's a bartender in Valdez?

A Could be a cab driver. I don't know who it is.

Q Do you know how the information Bob Swift, who is a private citizen, would lead you to the leak --

A Now, that --

Q -- to finding the leaked documents?

A -- you'd have to ask your messengers.

Q Do you remember being asked by Mr. Wayne Black to find out who operates a company called the Alyeska Travel and Recreation Company?

A Alyeska Travel -- yes, I believe I do.

Q I asked you earlier about the list of demonstrators, Mr. Wellington. Do you remember sending him a list of the demonstrators?

A I don't recall.

Q If I directed your attention to a memo that indicated, "I received your list of demonstrators. Thank you," would that refresh your recollection?

A Sure.

Q Do you have any quarrel with that?

A No, not at all.

MS. GARDE: To move things along we're not going to point his attention to that unless you have --

MR. JORDAN: I won't object in this instance but don't --

MS. GARDE: Okay.

MR. JORDAN: -- treat that as a blanket pass.

MS. GARDE: I won't.

BY MS. GARDE:

Q In Exhibit -- well, now we're back to Exhibit 32.

I'd like Exhibit 32, sir, page 14?

A Okay.

Q Middle of the page --

A Mmm-hmm.

Q -- there's the following statement following the investigator's check of property records on Mr. Scott, quote, "It is noted that Scott purchased his property from Alyeska Pipeline Company under terms and conditions which may be useful during the future investigation." See that statement?

A Mmm-hmm.

Q What did you understand that to mean?

A I don't -- I don't recall.

Q Does Alyeska have a process by which they assist people in buying their houses in Valdez?

A Some people, some not, some yes. My employee, no. Other people, maybe yes. I don't know.

Q Do you know how that works?

A No, I do not.

Q When you read that, what did you think it meant?

A I don't think I paid any credence to it. I -- it didn't ring any flags or -- didn't raise any flags or ring any bells with me.

Q Remember reading it at the time?

A Probably not.

Q Did you discuss it with them?

A No.

Q Following your receipt of Exhibits 32 and 34, the summary of the Valdez investigation, did you have any communications with Mr. Black or Mr. Lund that they were getting a little far afield of the initial scope of the investigation?

A (Pause.) Not on -- not on that particular occasion, no. I don't recall that --

Q Was there an occasion where you did suggest that they were perhaps going a little bit too far?

A Yes.

Q When was that?

A When they picked up the trash of Trustees of Alaska.

Q And what is Trustees of Alaska?

A It's a firm here in town.

Q And did you put your cautions to them in writing?

A No, verbally.

Q Who did you talk to?

A Mr. Black.

Q And what was it about picking up the trash of Trustees for Alaska that concerned you?

A I just didn't feel comfortable with that. I guess, you know, if there was any one thing that stood out, I guess there probably wasn't, but after a lot of years you kind of get a gut feeling, and that -- and I just didn't -- I just didn't feel comfortable with it. I -- it was certainly legal, but whether it was legal or not I just didn't feel comfortable with it, and I expressed that to him, and I said, you know, "We're not going to do that anymore."

And they said, "Fine. We understand that."

Q Trustees for Alaska was in litigation with Alyeska, wasn't it?

A I'm -- I don't know.

Q So your decision to have them not do that had nothing to do with any knowledge you may have had that Trustees for Alaska was involved in litigation with

Alyeska? It's just your gut feeling?

A Yes, just my gut feeling.

Q At what point did you decide that the investigation should move to Virginia and focus on Mr. Hamel?

A (Pause.) I'm not sure of the timing, ma'am, the exact date, but it was obvious from talking with Mr. Black that Mr. Hamel was a very willing person to talk and that coming from Florida talking on the telephone was probably not going to be the most fruitful from our standpoint. So as I said I think this morning, we decided to move the investigation closer to one of our prime investigative leads, and Mr. Hamel loves to talk.

Q Well, initially you weren't talking to Mr. Hamel, your investigators were not talking to Mr. Hamel, right?

A I think early on, I think they talked to him here in town. They talked to him on the airplane. He headed south, and, you know, talked to him almost from day one.

Q Well, when you moved or when the operation moved into Virginia initially, isn't it true that your investigators or the investigators did a series of surveillances of Mr. Hamel's house, identifying what time he got up, taking pictures of his wife, walking their dog?

Do you remember that?

A I think they did an overall investigative profile of Mr. Hamel. Yes, I'd say that was accurate.

Q And they also took trash from in front of Mr. Hamel's house, didn't they?

A Yes, ma'am.

Q When did you first receive an inventory of the trash that was collected at Mr. Hamel's house?

A I'm not sure, ma'am, if I ever received an inventory. I looked at it, along with some of the attorneys down in -- in Florida. It's conceivable that, you know, he may have included that in one of the investigative reports, and if he did, he did. I never personally had the trash.

(Continued on the next page.)

BY MS. GARDE:

Q But you did examine it?

A I looked -- it was on the table at one of the meetings. I just, you know, looked at it and said yes, fine. We weren't there to look at -- I wasn't there to look at trash.

Q Were you aware of whether or not they got anything out of the trash that helped identify the leaks of documents?

A I believe, ma'am, that there was an envelope or a letter or both addressed to Mr. Hamel from Mr. Scott. I think that's where that came from, as I recall.

Q Is there anything in your corporate policies, sir, that prevent employees of Alyeska from having any contact with Mr. Hamel?

A Not that I'm aware of.

Q Could an employee send Mr. Hamel a Christmas card?

A Mr. Scott might. I probably wouldn't.

Q If an employee did send Mr. Hamel a Christmas card or a birthday card, would that indicate to you that he was a potential leak or suspect?

A Well, I think I would take a look at a man in the context of what's going -- I don't send too many birthday cards or too many Christmas cards. I send them

to my friends. If Mr. Hamel had received a birthday card or a Christmas card or Easter card from Mr. Scott, I would assume that he considered him a friend.

Q If he considered him a friend, would that make him disloyal in your view?

A Not on the surface, ma'am.

Q What do you mean, "not on the surface"?

A I have no idea how they originally got together, maybe they're related, I don't know how they got their friendship. If they got their friendship together as one individual stealing documents from Alyeska and providing it to another, you know, yes, I'd say that would probably make him a good investigative lead.

Q Would it make him disloyal?

A Disloyal? I would think so. In my opinion. Maybe not yours.

Q I'm going to show you what we previously marked, I believe, as Exhibit 33, this is the original. Does this look familiar to you?

A Not -- no. Not really.

Q It's an envelope from someone to Mr. Hamel, isn't it?

A Well, I think it's to Mrs. Gloria Ewell or somebody.

Q Do you know where that document was retrieved?

A Do I know where it was retrieved from? No.

(Pause.)

Q Could you identify that document, please?

A Sure. It's a document "From the Top of ANWR" and it was apparently some type of a publication by Arco Alaska, Inc. dated March/April 1990, Issue 18, addressed to somebody who tore the label off, I guess they didn't want to know who it was, in Valdez.

Q Is that document a piece of Alyeska property?

A It looks to me like it was addressed to somebody in Valdez and I can't tell whether it was addressed to somebody at Alyeska or not because you can see the address label's been removed.

Q It's a piece of bulk mailing, isn't it?

A That's what the postmark says.

Q Is there anything in that document, sir, that indicates that it's a confidential, proprietary piece of Alyeska property?

A On the surface I would say not.

Q Is there anything wrong with Mr. Scott having sent that document to Mr. Hamel, in your opinion?

A If in fact Mr. Scott's the one that sent it, it appears to be a document for distribution by Arco.

Q Do you have any concerns about it going to Mr. Hamel?

A Taken as an individual document, as a standalone document, probably not. If it's a pattern, probably yes.

JUDGE TURECK: Could I see that exhibit, please?

(Pause.)

JUDGE TURECK: What has this document been offered as?

MS. GARDE: I don't think we offered it yet.

MR. BAILY: It has not been offered.

JUDGE TURECK: Well, just from reading your exhibit list, CX-33 is an inventory of trash from Hamel residence and this certainly doesn't look like an inventory of anything.

MS. GARDE: The document that's in Exhibit 33 is a copy of that material but I think that the listing of it is probably improperly identified. You've got a copy of Exhibit 33.

MS. HODGSON: Yes, but this statement doesn't -- your description of the exhibit has nothing to do with what the exhibit is.

MS. GARDE: That's correct. It should be described as an Arco bulletin.

(Pause.)

JUDGE TURECK: And that envelope is addressed to a Gloria Ewell in Washington, D.C.? Is that what you make it out to be?

MS. GARDE: Yes.

JUDGE TURECK: Okay. And I assume somewhere along the line you're going to tie this in to Mr. Hamel.

MS. GARDE: Yes. Mr. Wellington can probably do that right now.

BY MS. GARDE:

Q Who is Ms. Gloria Ewell?

A Ma'am, as I recall, that was a name that was used at a mail drop that Mr. Hamel had set up at a company that he was involved in in Virginia. As I recall, it's a fictitious name but it's a name that he has supplied to people who didn't want to be identified as mailing stuff to him so he set up this surreptitious or phony name and used it as the mail drop.

JUDGE TURECK: Does anybody in this case use their real names?

(Laughter.)

BY MS. GARDE:

Q What's your real name?

A I've got a lot of them.

(Laughter.)

Q But you don't know if Ms. Gloria Ewell is a fictitious name, do you?

A I believe our investigation revealed that it was. I think that Mr. Hamel had indicated that he had set

up this mail drop.

Q Ms. Gloria Ewell would be real surprised to learn that.

A I think that she was related to an individual at the company where Mr. Hamel was involved but it was decided -- as I recall, it was decided that people could use this name and people knew that it was going to Mr. Hamel.

Q What do you base that conclusion on?

A Information that I received, verbally I believe, from Mr. Black or Mr. Lund.

Q Did you take any independent steps to determine who Ms. Gloria Ewell was?

A No, I did not.

Q And whether she existed as a person?

A Did I do anything? I think Wackenhut did. I didn't.

Q And you relied on that investigation.

A Yes, ma'am.

Q So you'd be surprised if I told you that Gloria Ewell was a person.

A No, I think -- as I recall, I think that in the context of the investigation, she basically had nothing to do with the actual operation of the company or receipt of information and that Mr. Hamel had instructed people to

utilize this name in order to not call attention to the fact that people in Valdez were mailing information to him. This was a cover. Everybody has covers. He had his, we had ours.

Q And you base that belief on what Wayne Black told you.

A Yes.

(Pause.)

Q I'd like to draw your attention to --

JUDGE TURECK: Well, before you do that, first of all, just let me tell you again that my copy of the exhibit here is not complete. I have two sides to that flier in Exhibit 33 rather than all four sides, so I would appreciate having a complete copy and make sure that whenever we get around to offering that into evidence we do have a complete copy.

MR. BAILY: Your Honor, I think we'll have to use the original. We have not had access to the original of that exhibit most of the time and the only copy we have and what we had to prepare ours from was what was produced to us in discovery. We never got the original.

JUDGE TURECK: Okay. Well, you can make arrangements --

MR. JORDAN: We're happy to furnish the full copies.

MR. BAILY: That's fine. I just want to point out we can't do that. I assume Mr. Jordan will. We can't do it. We don't have possession of the original.

JUDGE TURECK: Okay. I'm sure Mr. Jordan will go ahead and make us all copies.

MR. JORDAN: We will, Your Honor.

MR. BAILY: We'd like the same thing.

MR. JORDAN: Of course.

JUDGE TURECK: Okay. Then let me -- one other thing, there are several exhibits that up to this point you've identified and have testimony about that haven't been offered into evidence. I assume you plan on doing that.

MS. GARDE: Let me do that at this time.

JUDGE TURECK: I would certainly prefer if when we get finished with testimony regarding each exhibit you went ahead and offered it into evidence. It will save us a lot of time and save us a lot of mistakes.

MS. GARDE: All right.

At this time, Your Honor, I would like to offer Complainant's Exhibit 26, 29, 27 -- wait a minute. Let me start over again. Twenty-six --

JUDGE TURECK: What about 25? I'm not suggesting you offer these into evidence if you don't want to but that's a document that there was testimony about

that hasn't been offered.

MS. GARDE: Okay. All right. I evidently missed that one.

Complainant's Exhibit 25. I do not intend to offer 26 with this witness because he couldn't identify it, the same with 27.

Exhibit 29 I'd like to offer.

Exhibit 30, 31, 32, 33 and 34.

JUDGE TURECK: Okay. That's 25, 29, 30, 31, 32, 33 and 34.

MS. GARDE: Yes.

(Continued on the next page.)

JUDGE TURECK: Mr. Jordan?

MR. JORDAN: Okay. I hope I've got this straight, Your Honor. I'll go through them one by one. Twenty-five, no objection. Twenty-nine, no objection. Thirty, no objection. Thirty-two -- I'm sorry -- 31 -- I guess the objection I have on this one is relevance, but we'll -- and whether Mr. Wellington ever saw it, but we'll pass on -- we'll let that in. That's not a big deal.

Thirty-two, no objection. Thirty-four, no objection. Thirty-three is the one I think we're going to give a complete copy of, and we'll have that no later than the very first thing tomorrow morning. We'll try to get it. Would that --

(Pause.)

MR. JORDAN: But subject to putting in the two-sided version and so forth, we don't have objection to -- let me see.

(Pause.)

MR. JORDAN: Oh, the objection we have on this one I guess is as I understand Mr. Wellington's testimony, he never saw it. He doesn't know where it came from. He doesn't know how it was obtained. And --

JUDGE TURECK: That seems to be my recollection of his testimony.

MR. JORDAN: -- if some -- I could suggest we

leave this open. If a later witness is unable to provide those missing links, it could be offered at that time.

JUDGE TURECK: I think that's reasonable under the circumstances. So at this point I'll admit Exhibits 25, 29, 30, 31, 32, and 34.

(The documents referred to, having been previously marked for identification, were received in evidence as Complainant's Exhibits Nos. 25, 29, 30, 31, 32, and 34.)

JUDGE TURECK: And we'll hold in abeyance a ruling on CX-33 pending the laying of a better foundation for it.

Okay, and at this time why don't we take a break until 3:30.

(Whereupon, a brief recess was taken.)

(Continued on the next page.)

JUDGE TURECK: Let's go back on the record, and Ms. Garde, you can continue.

BY MS. GARDE:

Q Mr. Wellington, did there come a time in the course of the investigation where Mr. Lund provided you a telephone calls analysis report including some handwritten numbers of individuals that he wanted you to monitor from within the terminal?

A He could have, ma'am. I don't --

Q Do you remember receiving a document with some handwritten numbers on it, handwritten phone numbers?

A No, but if we've got one here, I'll take a look at it.

Q Well, do you remember if Mr. Lund identified to you numbers, specific telephone numbers within the terminal that he wanted you to have your communication system monitor?

A Let -- ma'am, that rings a bell, and I guess "monitor" might not be the right word, but go back and look through our electronic computer to see if there's anything there. That -- that vaguely sounds familiar.

Q Do you remember who those numbers belong to?

A No, not at this time, ma'am.

Q Was any of them Mr. Scott?

A I told you I don't recall.

Q When Mr. Lund would send you information attached to a particular memo, did it come through the same process as the other documents?

A Yes, ma'am.

Q Did you ever separate those things from the memos?

A I would probably -- unless they were stapled where I couldn't read them, there would be no reason to, as I recall.

Q And when you then turned the files over to Mr. Trotter, would you have also turned over those documents?

A Everything I had except the envelopes they came in.

Q We received a memo in discovery, sir, which is marked in your deposition but which I have not marked as a separate exhibit.

MS. GARDE: I'd like to approach the Witness, Your Honor, and show him this document, if that's acceptable.

(Pause.)

BY MS. GARDE:

Q I show you a document from Rick Lund to yourself dated April 25th, 1990.

A Mmm-hmm.

Q And would you please review the document, and my question is, sir, what happened to those printouts that Mr. Lund refers to in the memo?

JUDGE TURECK: What document is that you're showing him, now?

MS. GARDE: It's document number 010067.

(Pause.)

MS. HODGSON: We haven't located that document in this large collection.

(Pause.)

MR. JORDAN: This is a multiple document exhibit again attached as an exhibit to a deposition, and we're having difficulty putting our hands on it.

(Pause.)

JUDGE TURECK: Hopefully everybody's got the same document.

BY MS. GARDE:

Q The document in the right-hand corner, Mr. Wellington, can you read that document number, please?

A Zero-one-zero-zero-six-seven.

Q Okay.

JUDGE TURECK: Okay, that's part of Mr. Wellington's deposition, Exhibit 34?

MS. GARDE: Yes.

JUDGE TURECK: Okay.

BY MS. GARDE:

Q Have you reviewed the memo, Mr. Wellington?

A Yes.

Q On the second page it gives -- or it gives a reference actually throughout the memo to an attached set of documents or telephone toll analysis chronologies. Do you remember having those documents attached?

A I think I probably did.

Q In the last paragraph, sir, there's a reference to some handwritten numbers and asking you to highlight those numbers. Do you see that?

(Pause.)

JUDGE TURECK: What page are you referring to now?

MS. GARDE: The second page of the exhibit.

THE WITNESS: Which --

BY MS. GARDE:

Q The full paragraph.

A Yes, the third --

Q The third printout.

A Uh-huh. Okay, sure.

Q Can you remember providing Mr. Lund information regarding those three telephone numbers, whatever they were?

A I'm assuming, ma'am, I probably did, but I don't

-- I don't recall.

Q Do you remember doing so in writing?

A (Pause.) If we got a computer printout -- I'm not sure, to be honest with you, what we may have gotten here. If we got a computer printout, I probably sent it to them. And I'm assuming that's what we -- what we received. When we asked our communications people to give us activity on a number, it usually comes in the form of a computer printout. So that's probably what they sent.

Q Who in the Communications Department did you interface with to get that information?

A Well, there's one or two people up there that are in this section. Back in 90, let's see. Possibly an Alyeska communications engineer by the name of Hy Phung, P-h-u-n-g. I may have -- there's only one or two or three people there in that section of the company that I would have went to. I don't recall who I went to in this case.

Q Did they know why you wanted those numbers or printouts?

A Absolutely not.

Q Did you ever introduce them to Rick Lund?

A Rick Lund during -- I think it was on his trip up to maybe the -- or it was the frontier conference I advised our telephone people that we had an individual in town who was doing -- who was here and one of the things

that he was capable of doing was to look at our telephone switch to see whether or not it had been tampered with, how easy it would be for somebody to actually intercept voice transmissions between people in our company and outside numbers, and in that vein, Mr. Lund is -- does have some expertise in telephone switch equipment and does do sweeps for the Federal Government and other people, did come in and take a look at our telephone setup to see how vulnerable we might be from surreptitious attacks on our phone system from third parties or people from within.

Q What explanation did you offer any of your phone communications persons for why you needed computer printouts or information from a particular phone number?

A They don't ask, and I don't tell them.

(Continued on the next page.)

BY MS. GARDE:

Q So you offered no explanation for why you needed that information.

A That's correct.

Q Prior to your obtaining that information from Alyeska phone numbers, did you seek permission or advise Mr. Hermiller in any way of what you were doing?

A Did I ask him for permission to ask somebody to get me the telephone logs?

Q Yes.

A No, I did not.

Q Did you advise him of what you were doing?

A I may have. I don't recall.

Q Now, in early May, Wayne Black, acting as Wayne Jenkins, began direct contact with Mr. Hamel in Virginia, didn't he?

A At some point in time, ma'am, he did and that's probably the timeframe. I'm not sure.

Q Okay. Can I ask you to look at Exhibit 35?

A It's not in this book.

(Pause.)

THE WITNESS: Okay.

JUDGE TURECK: Are you going to offer this?

MS. GARDE: I wasn't, Your Honor. I just elicited the testimony.

JUDGE TURECK: Okay.

BY MS. GARDE:

Q Could you identify Exhibit 35, please?

A Yes, ma'am. It's a memorandum from Mr. Black to me dated May 18, 1990 and it says meeting with Charles Hamel in Washington, D.C. on May 16, 1990.

Q Do you remember receiving this exhibit?

A I'm sure I did.

MS. GARDE: In keeping with the judge's directive, I'd like to move it into evidence at this time.

JUDGE TURECK: Mr. Jordan?

MR. JORDAN: No objection.

JUDGE TURECK: And Exhibit 35 is admitted.

(The document referred to, having been previously marked for identification as Complainant's Exhibit No. 35, was received in evidence.)

BY MS. GARDE:

Q The document describes a meeting with Charles Hamel and I draw your attention to the second page of the exhibit regarding documents that Mr. Black "selected and recovered three of the documents as described below". Do you see that?

A Yes.

Q Item number C indicates that it appears that the technician was R. Scott. It talks about taking these documents. Did you authorize Mr. Black to take documents out of Mr. Hamel's house?

A We didn't discuss the matter before it happened, ma'am.

Q Do you have any knowledge of whether or not Mr. Black sought legal advice prior to his removing these documents from Mr. Hamel's house?

A I'm not aware of any.

Q When you saw this memo, were you surprised that he had taken those documents?

A No.

Q Is there anything in your mind, sir, that was improper about him taking those documents out of Mr. Hamel's house?

A Under the circumstances, as it was presented to me, my answer to that would be basically no.

Q And why is that?

A They were Alyeska documents.

Q Copies of documents or the originals?

A Probably copies.

Q And is there a policy that Alyeska has that says you can't take copies of documents off the site?

A We have a conflict of interest policy that addresses in broad terms how a person should conduct themselves when they work at Alyeska and I believe in general terms one of the provisions is how we deal with people outside the company with company documents, what we can or can't provide.

Q Does that policy, conflict of interest policy, deal with taking copies of documents of operational materials?

A I think it more, ma'am, addresses that us as Alyeska employees are to follow when we deal with people outside the company, agencies, private people, business activities that we may get involved in could be in conflict, how we give documents or information out that might be proprietary in nature. So I would guess that in general terms I think that individuals who took documents that were not related to their work and provided them to a third party, in my opinion, for whatever it's worth, would probably be in violation of our conflict of interest policy. I certainly wouldn't do it.

Q Mr. Black at the time that he removed those documents didn't know how they came into Mr. Hamel's possession, did he?

A I think not.

Q What if Mr. Hamel had received those documents

from the EPA?

A What are you asking me?

Q Would it be acceptable in your mind if Mr. Black removed those documents from Mr. Hamel's house if Mr. Hamel was working on something with the EPA regarding those documents?

MR. JORDAN: Objection, Your Honor. It's essentially a hypothetical question. There's no foundation to suggest that that's in fact the case. There's been no testimony and no suggestion there's going to be any link up with testimony to that effect.

JUDGE TURECK: Ms. Garde?

MS. GARDE: Well, I think there will be link up on testimony to that effect but let me rephrase the question. It's getting to be a long day for me, too, and I will rephrase the question.

BY MS. GARDE:

Q Mr. Wellington, did you instruct Mr. Black to determine the source of any materials in Mr. Hamel's house before he removed them?

A We did not have a discussion, ma'am, along that line.

Q It indicates in this memo, actually a number of times, that the documents -- well, Mr. Black describes the documents as stolen. Do you know what was the basis of

Mr. Black's using the word that they were stolen Alyeska documents?

A As I recall, ma'am, Mr. Black indicated to me that Mr. Hamel was very proud of the fact that he had this voluminous amount of documents that were provided to him by Alyeska employees. As I recall, in my conversation with Mr. Black, at no time during the conversation did any federal agency's name come up which would alert me or Mr. Black that the person providing these documents were the EPA, CAA, or the FBI or anybody else. But Mr. Hamel's assertion was that they were documents that were provided to him by Alyeska employees and he was very proud of it.

Q Where does the term stolen come from?

A I believe that that is probably the definition that Mr. Black placed on the documents when he was told by Mr. Hamel that he had received this information surreptitiously from Alyeska employees.

Q So that was Mr. Black's legal conclusion.

A I'm not sure that you'd want to call it a legal conclusion. It certainly was a conclusion. Probably one that I would make.

(Continued on the next page.)

Q On the last page of this document, page 8, paragraph 17 --

A Mmm-hmm.

Q -- it indicates that copies of the stolen items recovered from Hamel are included in this report. Do you recall receiving copies of those memos with the report?

A Probably did.

Q What did you do with those documents?

A Filed them with the rest of my stuff.

Q Did you at that time or any other time seek to make a determination if those materials had come from Mr. Scott's work area or Mr. Scott?

A I think, ma'am, the one document which I think you referred to as a work order I believe had Mr. Scott's name on it, and there was a notation on there, something frivolous about Alyeska doesn't know something about which direction or whatever it was. I think it was rather obvious that that one came from Mr. Scott. The other documents -- I don't know if they were that obvious or not.

Q Well, did you take the steps once you had those documents back within your control at Alyeska to determine within Alyeska if they were Mr. Scott's documents or if they came from Mr. Scott's work area?

A I was prepared to do that, but we didn't get

around to it.

Q When were you prepared to do that?

A After -- close to the end of the investigation, I was going to -- had the investigation not been terminated, I was personally going to interview Mr. Scott and confront him with these documents and give him an opportunity to personally explain to me why he sent those documents to Mr. Hamel. I didn't get that opportunity. But it was going to be done.

Q When was that supposed to be done?

A It would have been probably sometime in late September or early October. It was one of the final steps of the investigation. We were going to confront Mr. Hamel and explain to him who we were and what we were doing, and have that on videotape, and I was personally going to talk to Mr. Scott at the same time and give him an opportunity once again to explain how these documents were transmitted to Mr. Hamel, how they were transmitted, and what he thought he was doing in transmitting memos, minutes of corporate staff meetings, MPS messages that I had sent, things like that, things that were just very vague and very general in nature concerning the operation of Alyeska, nothing to do with anything that may have been remotely concerned with environmental actions, although prepared to talk to those too. But it appeared as if what

Mr. Hamel was receiving was everything that was on the bulletin board, everything that was loose, everything that somebody could get, dump it in an envelope, send it to this phony mail drop, and he'd go through it, sort it up, and -- and tell everybody that he's got information from Alyeska employees.

Q Well, it sounds to me, sir, like you had planned out in pretty great detail what actions you were going to take following the close of the investigation.

A Absolutely.

Q Who did you discuss those plans with?

A Our attorneys, all five of them, or four of them, or however many I had around at the time. We were preparing legal documents to proceed on with legal activities. The California attorney was doing some legal work, Mr. Richey and Mr. Goodman preparing documents that we would take to the federal authorities once they had a chance to massage them. We were prepared to go to the courthouse, ma'am.

Q Did any of those people that he talked to include Mr. Hamel?

A No.

Q So you were dealing directly with the lawyers in putting together your case.

A Absolutely.

Q And if I understand your testimony, throughout the time period of the -- I guess it would be the end of the summer of 1990, you were working on a plan to confront Mr. Scott, is that correct?

A Absolutely.

Q And that was going to be videotaped?

A I like to have it videotaped because we don't have to rely on my recollection or his recollection of what was said.

Q Why didn't that occur?

A The investigation was terminated.

Q When you went to the September 25th meeting -- I'm getting a little bit ahead of myself here, but when you went to the September 25th meeting, did you make a presentation, sir?

A You're talking about the owners meeting in --

Q Yes.

A -- Denver. I made a -- I made a -- a maybe five- or 10-minute presentation. I don't recall.

Q Did it include what you just told me that you wanted to do?

A No.

We -- what we basically at that time, ma'am, discussed was the general nature of the information that Mr. Hamel had talked about during his some several hours

of interview by Mr. Black, what he'd said. We did not go into how we were going to wrap the investigation up. It wasn't the purpose of the meeting.

Q But you already in your mind knew what you were going to do.

A Yes.

Q I want you to look at Exhibit 38.

A Okay.

Q Could you identify that document, please?

A It is a memorandum from Wayne Black and Ricky Jacobson -- is that the one?

Q Yes.

A Dated May 30th, 1990, to me, and the subject is Inventory of Robert Scott's Trash from Valdez, Alaska.

Q How did reviewing Mr. Scott's trash tell you anything about whether or not he was leaking documents?

A What investigative leads the investigators were looking for would -- I would assume would be whether there was any correspondence coming in from Mr. Hamel or somebody else to him.

Q Did you approve of that ahead of time?

A Did I approve of --

Q To the trash -- taking the trash?

A Yes, ma'am.

Q Did you maintain copies of the trash in your

offices in Alyeska?

A No, ma'am, not that I recall.

Q I'd like for you to look at Exhibit 39.

A Thirty-nine.

(Pause.)

BY MS. GARDE:

Q Could you identify what Exhibit 39 is?

A It says, "Trash, Robert Scott, 6/14/90." Then it has "RSJ."

Q Were you provided a copy of the trash that was taken from Mr. Scott's house, or were you provided a document similar to what you see in 39 when you got the memo?

A Ma'am, I don't think so.

Q You just got the memo?

A I believe so.

Q When you went to Florida did you review the original of the trash that was taken from Mr. Scott's house?

A I think as I testified earlier, it was there. Just, you know, they said, "There it is."

And I said, "Fine." You know, it -- you know, it wasn't something I was going to spend a lot of time on.

MS. GARDE: Your Honor, I'd like to move into evidence Exhibit 38 and 39.

MR. JORDAN: No objection.

JUDGE TURECK: They're admitted.

(The documents referred to, having been previously marked for identification, were received in evidence as Complainant's Exhibits Nos. 38 and 39.)

BY MS. GARDE:

Q Shortly after Mr. Black visited Mr. Hamel in Virginia in mid-May, he wrote you the first executive summary regarding the investigation. Do you recall receiving that document?

A I would like to refresh my memory. Is that the one that I went to California and talked about?

Q Why don't you look at Exhibit 41.

(Continued on the next page.)

BY MS. GARDE:

Q Do you remember receiving this document?

A It looks familiar.

Q Mr. Black was pretty good about sending you updates about what was going on, wasn't he?

A He did a good job.

Q And did you provide any of those documents, in particular this executive summary, to Mr. Hermiller?

A I obviously would have probably summarized it to him. I am not sure, ma'am, whether I gave it to him to read. As I recall I passed -- I don't recall passing any documents on to Mr. Hermiller to read but I may have. Basically, our contact on the case would be when he had time, he's a busy man, a lot of things going on back then and so it would be I'd bring him up to date maybe for ten minutes or so. That would be about it. And towards the end we had some lengthy conversations.

Q The memo indicates under the results sections that we have been able to positively identify Bob Scott as one of Hamel's sources. Do you remember advising him that?

A Oh, I'm sure I did.

Q Do you remember when you advised him of that?

A I would daresay, ma'am, that it was probably within a week or two of me receiving this document. But,

again, if the record showed that Mr. Hermiller was out of town for three weeks, then I guess it would be three weeks.

Q The next sentence indicates that at least someone had told Mr. Black that there was a possibility that Scott may be violating federal law, that is forwarding stolen material via United States mail from Alaska to Washington, D.C. Do you recall having a discussion with Mr. Black about that view?

A Probably in the course of our conversations in looking at what possible violations of state, federal or local laws might have been broken, I would say that probably the interstate transportation through the U.S. mails of stolen documents probably was talked about.

Q In the paragraph above the results paragraph, it indicates -- Mr. Black indicates to you that they had confirmed that Scott had given proprietary information or that they had -- you had suspected Bob Scott of giving proprietary information to Charles Hamel. It then says in return, Hamel had given the information to the Wall Street Journal and other media. Do you recall telling Mr. Black that you suspected that Hamel was giving information from Scott to the Wall Street Journal?

A I don't recall any conversation of that type. He probably developed that himself through interviews with

Mr. Hamel.

Q On page 3 of the memo, sir, in the paragraph that poses a question to you, "How can Alyeska best respond to the information gained from this investigation?" it says, "Our investigative results could be and should be used to stimulate additional activity, both undercover and administrative." What did you understand that meant?

A I would -- I would say -- and I don't know what went through my mind at the time, two years ago. If you would ask me to interpret today based on what I thought then, that we have some good investigative leads as far as Mr. Scott is concerned and certainly we were in to Mr. Hamel of where we wanted to be documenting our conversations with him and that we could continue on with additional activity, both undercover and administratively, and I guess administratively would be looking up toll records and doing things like that and keep the undercover operation going

Q The paragraph also suggests employee interviews and terminations could be initiated at the appropriate time and advises to take additional document security measures immediately.

A Yes.

Q Did you do any of those things?

A As I said earlier, we were in the process of gearing up to interview Mr. Scott and whoever else was identified so where it says employee interviews and terminations could be initiated at the appropriate time, we were -- from my standpoint, I understood what that meant and that's where we were headed had we continued.

Additional document security measures should be taken immediately -- a little difficult to do too much along that line because we were still in an undercover mode and we just weren't able to respond to that without, I guess, blowing our cover.

Q Did you consider issuing a new policy regarding removing documents or copies of documents from the terminal?

A At that time?

Q Yes.

A I don't think that was one of the options.

Q Did you tell Mr. Hermiller the recommendations that Mr. Black gave you?

A Probably not but maybe I did. I don't know.

Q In the last two pages of the memo there is some discussion, this is just the last page of the memo, there is some discussion about Congressman Miller's relationship with Mr. Hamel and Hamel's relationship with Mr. Miller. Did that generate some concern on your part?

A Yes, ma'am.

Q Did you tell Mr. Hermiller about Congressman Miller?

A I believe I did.

Q What did you tell him?

A I basically advised Mr. Hermiller that it appeared as if, at least from Mr. Hamel's standpoint, that he was very close to the good Congressman and certain members of his staff were extremely close to Mr. Hamel. Mr. Hamel bragged about the point of having Jeff Petrick, an administrative staff member over to his house, providing Congressman Miller with a place to stay in Valdez and other things. And it was obvious that Mr. Hamel was very proud of the fact that he had developed a very close relationship with Congressman Miller and his staff, much more so than -- very friendly, I would say. Very friendly. A person goes to somebody's house and gets drunk, I'd say that's a friendly relationship.

Q What concern of Alyeska's Hamel's relationship with either Congressman Miller or Jeff Petrick?

A Well, ma'am, we wanted to exercise as much caution as we possibly could in this investigation and if there was ever any indication or inference that our investigation could have been leading towards some type of investigation against Congressman Miller or one of his

staff people, I wanted to make it very plain to Mr. Black and actually Mr. Bernstein that this was not a course of action that we wanted to follow. I went back and reiterated our four points, determine the leaks, get our information back, stop the leaks and go to court. And none of these fit Congressman Miller or any of his staff people.

Q Did you ever tell Wayne Black that the best goal of the investigation would be to get Congressman Miller and Charles Hamel indicted?

A Did I say that? Absolutely not.

Q So if Mr. Black repeated it to someone, that wasn't coming from you, is that correct?

A That's absolutely correct. In fact, I made a point to tell him that if Miller ever came in to any of the operations, physically showed up at the ECOLIT office, it was over with. Then and there, now, shut it down, get out your Wackenhut business card or badge or whatever you carry, inform Congressman Miller what we were doing and shut her down. That was it. I flew to San Francisco and had a meeting with Mr. Black and Mr. Bernstein and made it very plain to them, reiterated again our four points and told them that if ever Congressman Miller ever showed up it was over with, to identify yourself and back out.

Q And why was that?

A We were not -- because our four points were not Congressman Miller. We were not looking at Congressman Miller. We were looking at our employees or other people who were stealing our documents. We wanted to get them back, we wanted to stop the leaks, we wanted to prosecute.

Q What if the documents were going to Congressman Miller?

A Then the attorneys would evaluate that.

Q In fact, didn't the attorneys evaluate that? Wasn't there a legal memo done shortly thereafter regarding that subject?

A There was a memorandum done prior to the San Francisco meeting by Mr. Richey which was very voluminous in nature and spelled out a whole bunch of information but I didn't give a hoot what that memorandum said or didn't say, I knew what we were going to do or not going to do. And even if Mr. Richey would have said, you know, go after the Congressman, I would have said take a hike. That's not our objective, that's not what we're here for, and the reason I'm in San Francisco is to reiterate that. And, you know, if you don't believe me, let me say it one more time. And that's what I did and I got on an airplane and come home.

Q Do you have those strong a feelings about Dan Lawn or the EPA?

A I have the feeling of our investigation as to where we were at and what we were doing.

Q Mr. Wellington, you had very strong feelings that said you were going to stop the investigation if it looked like Congressman Miller and Mr. Hamel were as close as Mr. Hamel was describing it.

A If it came out that -- first of all, if Mr. Miller showed up on the scene arm in arm with Mr. Hamel, we were going to identify ourselves. If through some investigative effort we were to find out that Mr. Hamel was on Mr. Miller's payroll, had been on staff even at a dollar a year although I don't think he'd work for that, we would have stopped it. But we weren't able to determine that, at least when the investigation stopped.

Q Did you have the same feelings at the time that this investigation was going on and was identifying Hamel's contacts with government regulators, both the EPA and Dan Lawn from the Alaska DEC?

A I think, ma'am, that if we would have been able to determine that Mr. Scott was providing information to these people that it would have been evaluated by the attorneys and a decision would have been made. That's about as much as I can say on that.

Q Well, Mr. Wellington, in one of the very first documents on telephone toll analysis that we've already

admitted into evidence here, the connection between Scott, Hamel and Dan Lawn was established.

A It was established that they were talking to each other.

Q And that did not concern you. You were not concerned that you were interfering with regulators' sources of information on the basis of that telephone toll analysis. Is that correct?

A That's correct.

(Continued on the next page.)

Q What about Congressman Miller's relationship that made you concerned enough that made you want to stop that?

A Again, we were not investigating Congressman Miller or any of his staff people.

Q You were investigating leaks, isn't that true?

A That's correct.

Q And isn't it true that some of the documents that you were looking at being leaked had gone to Congressman Miller and/or his staff, or that's what you believed?

A That's what Mr. Hamel said.

Q And he had said that by the time you went to San Francisco, hadn't he?

A He had established his -- his side of the relationship with Congressman Miller. Yes. We never interviewed Congressman Miller to see if they were buddy-buddy, but certainly Mr. Hamel indicated that they were.

Q Congressman Miller is who in relationship to Alyeska? We probably should establish that.

A Oh, in relationship to Alyeska? Well, he's a Congressman of the United States Congress.

Q What is his role in the context of oversight of Alyeska's operations?

A Whatever he thinks it is, I guess.

Q That's not what I asked you, Mr. Wellington.

A Oh.

Q What is his official responsibilities in his duties as a United States Congressman in regards to Alyeska?

A I have no idea.

Q Isn't it true that he's a Congressman in charge of the oversight committee on the Committee of Interior and Insular Affairs that's responsible for oversight of Alyeska's operations?

A Sounds like a pretty fancy title. I guess it could very well be.

Q You have no idea what Congressman Miller's responsibilities are.

A He's a Congressman from California, and he's on an Interior committee, and he holds hearings and is hanging around. I don't know.

Q Do you remember whether or not Congressman Miller had talked about or held hearings about information which had been provided to him by Mr. Hamel?

A I know that Mr. Hamel had indicated to Mr. Black that there was going to be some type of a hearing and that Mr. Hamel was going to provide information to Congressman Miller which could be used to impeach Mr. Hermiller at some testimony or some hearing, and I advised

Mr. Hermiller of that.

Q What did you tell him?

A I said, "Are you going to a hearing? Mr. Hamel is writing that he's going to provide some information to the Congressman which could be used to possibly impeach your testimony."

Q What did Mr. Hermiller say?

A "Oh."

Q When did you have that conversation?

A Couldn't tell you.

Q Didn't he ask you what he was going to impeach his testimony on?

A He didn't -- as I recall, ma'am, Mr. Hamel didn't go into a lot of detail, and I didn't -- I didn't relate it. I just -- if he was going to be set up by Mr. Hamel, I just felt that he needed to know it. Didn't go into any more detail than that.

Q My question, Mr. Wellington, was retrospective. Were you aware of hearings that Congressman Miller had held in which Mr. Hamel had either testified or provided information which was the basis of those Congressional hearings into Alyeska's operations?

MR. JORDAN: Objection, Your Honor. I just think we're getting off into another whole side query, but Chairman Miller and who he is and what his authority is

and what his position is and what kind of hearings he had and whether he might be setting up Mr. Hermiller, on relevance grounds I just can't see its relationship to Bob Scott's firing.

MS. GARDE: Well, Your Honor, I think that I have done that. If I could get an answer to this question, I'll move into a different line, but I would like to know from this Witness if he --

JUDGE TURECK: Okay. And I'll overrule the objection if you promise this is the last question in the line.

You can answer.

THE WITNESS: What was the question again, ma'am?

BY MS. GARDE:

Q Were you aware at the time the investigation was going on, the Wackenhut probe was going on, were you aware that Charles Hamel had assisted Congressman Miller or his staff in some manner in regards to hearings, oversight hearings of Alyeska's operations?

A I would think, ma'am, only on the information that was provided by Wayne Black, their -- if -- if Mr. Hamel publicly stated in the paper or other places that he was doing it, I probably would have read it. It's kind of a fuzzy area as to when I knew that Hamel was

saying his relationship -- talking about his relationship with the good Congressman, and when there were some maybe articles in the paper or something, that kind of all runs together.

I wasn't really paying that much attention to that type of activity. I had my hands full with a lot of other things, and what somebody, Congress is doing or not doing I don't -- writing checks or whatever they do. I don't pay that much attention.

MS. GARDE: I move in Exhibit 41, Your Honor.

JUDGE TURECK: Any objection, Mr. Jordan?

MR. JORDAN: No objection.

JUDGE TURECK: Then it's admitted.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 41.)

BY MS. GARDE:

Q Would you please look at Exhibit 45?

A Forty-five, ma'am?

Q Yes.

(Continued on the next page.)

Q Is this a memo that Black sent to you regarding a telephone conversation you had with Charles Hamel?

A Yes, ma'am.

Q On the second page of the exhibit again there's a reference to an allegation about Exxon using mess boys as oilers. Do you see that?

A Uh-huh.

Q It also indicates the situation involved the accidental dumping of 200 actual drums of oil overboard near the Florida Keys. Do you see that?

A And Hamel promised additional information?

Q Yes.

A No.

Q What did you do about that information when you read this memo?

MR. JORDAN: Objection, Your Honor. Now we're talking about Exxon's mess boys and drums of oil off the Florida Keys. No possible connection. There's no indication Mr. Scott knows anything about either subject if there's any connection to Mr. Scott.

JUDGE TURECK: Ms. Garde?

MS. GARDE: Well, Your Honor, I think that it does go to establish that Mr. Wellington got this information and did nothing with it, and that's part of my case, that they weren't interested in finding

environmental concerns or dealing with them, and that's the whole point of the law.

And that -- I'm not -- I don't care whether it's true or not true, and it's not being offered for that. I'm just simply trying to establish that when Mr. Wellington got this information, he did nothing with environmental concerns that they may have contained, period.

MR. JORDAN: Well, Your Honor --

JUDGE TURECK: Does this have anything at all to do with Mr. Scott?

MS. GARDE: We don't know where the information came from. I don't know if he knows that.

MR. JORDAN: Your Honor, just let me say that I think that there's a certain amount of grand-standing here about environmental violations, but putting that aside, let's assume that Mr. Wellington was indifferent to environmental violations. Maybe that's some sort of a violation of an obligation of Alyeska or someone else has. It still has nothing to do with the question of whether there's been retaliation against an employee for furnishing information under one of the four statutes that are set forth in the complaint.

JUDGE TURECK: I agree. I'm not sure if there is a pending question or what was doing, but I don't think

this is relevant whatsoever.

I mean, there's a lot of things that Alyeska might have done regarding environmental complaints that are things that have just nothing to do with this case.

MS. GARDE: Well, let me try to rephrase my question.

BY MS. GARDE:

Q Did you receive document 45?

A Yes, ma'am.

Q What did you do with it?

A Well, file it.

Q Did you attempt to determine if any of the things that Mr. Hamel talked about came from Mr. Scott?

A I think, ma'am, in this particular document there's no mention of Mr. Scott. There wasn't any investigative leaks to follow up regarding Mr. Scott. So my answer would be no.

Q Did you attempt to do any follow-up --

MR. JORDAN: Objection.

BY MS. GARDE:

Q -- to do with anything? How about where this information came from?

A It was --

Q As to any other Alyeska employees?

MR. JORDAN: You've already got the answer that

says it was not connected with Mr. Scott, and now we're trying to go a step further.

JUDGE TURECK: Which information are you talking about?

MS. GARDE: Any --

JUDGE TURECK: There are several different things that --

MS. GARDE: Right. And my question is to anything in this memo, did you try to tie up anything in this memo to Mr. Scott.

JUDGE TURECK: Okay. That's a fair question.

MR. JORDAN: Well, I think he's already answered, but I don't have objection to him answering again.

(Pause.)

THE WITNESS: In reviewing a document, ma'am, I don't -- I didn't -- I didn't then probably and certainly now in a cursory review of it don't see anything here that will require me to follow up anything on -- on Scott. He obviously wasn't the black man stealing the garbage, and he wasn't the Exxon building's captain, I don't think. There's just no connection with Mr. Scott.

BY MS. GARDE:

Q Was the information relayed to you in this memo within the scope of the investigation that you had

directed Mr. Black to conduct?

A The information contained in the memorandum summarizes a conversation that Mr. Hamel had generated with Mr. Black, and that was that.

Q Did you tell Mr. Black that he was going beyond the scope of the investigation regarding the leaked documents?

A Again, ma'am, this information was volunteered by Mr. Hamel, not by -- it wasn't something that we sought out. It was our position that we were going to document everything that Mr. Hamel talked about. That might have been a mistake, 'cause he talked a lot, but we documented it, and this was one of the things that we documented.

MS. GARDE: I'd like to move Exhibit 45 into evidence.

MR. JORDAN: Objection, Your Honor. There's no connection with Bob Scott. If there is a connection, if Ms. Garde had asked whether the trash collection -- the trash item had some connection with Mr. Scott and could tie it up in some way, I wouldn't object to that portion of the memo being admitted, but with everything else in there, I just can't see any connection.

MS. GARDE: Well, Your Honor, this entire investigation started with Bob Scott as the leading suspect and ended with Bob Scott being the only identified

leaker at Alyeska. Between the beginning and the end of this investigation, my understanding is it was supposed to be very narrowly focused on finding the leaks within Alyeska, and I think that we are certainly entitled to probe as part of our whole case in the context of retaliatory animus what actually was going on within this investigation.

And yes, I could have asked him. I could ask him every sentence if we want to be here for the whole time period. I'm trying to move this along by showing that Mr. Wellington was regularly advised of what they were finding out from Mr. Hamel and about the investigation and what he did with that information, to the extent he tried to tie that to Scott or any other person engaged in protected activity.

JUDGE TURECK: Well, I think that Mr. Wellington can identify this document and authenticate it, but I'm not sure that he's done anything else that would get this document into evidence. It hasn't been -- the fact that someone went through Mr. Hamel's garbage hasn't been tied into this case in any way, shape, or form at this point, and regarding the last full paragraph on the second page of this memo, I'm not going to permit that to be put into evidence. That's just totally irrelevant.

MS. GARDE: Let me then ask him about the

garbage on the first page.

(Continued on the next page.)

BY MS. GARDE:

Q Do you see the first page?

A Yes.

Q It's a description of Hamel telling Wayne Black about people stealing his garbage. Do you see that?

A Yes.

Q Does that confirm what you understood was going on at Hamel's house about taking of the garbage?

A Uh-huh.

JUDGE TURECK: Is that a yes?

THE WITNESS: Yes.

BY MS. GARDE:

Q And what were you taking his garbage for? What was the purpose of taking Mr. Hamel's garbage? On that occasion and any other occasion?

A It was just a standard investigative lead that's used by everybody. The Daily News went through the garbage of the courthouse and got a grand jury report and published it one time. You know, the news media trashes people, we trash people, the FBI trashes people. Everybody trashes each other.

JUDGE TURECK: Are you saying that what Mr. Hamel was reporting to Mr. Black was actually Mr. Black stealing Mr. Hamel's trash and that's what this memo reflects?

THE WITNESS: That Mr. Hamel -- yes. What the memo reflects is that Mr. Hamel was reporting to Mr. Black, or Wayne Jenkins, that he observed an individual stealing his garbage off the curb. That's what it says.

JUDGE TURECK: And as far as you know, the people who were stealing the garbage from the curb were people under the direction of Mr. Black.

THE WITNESS: Yes, sir.

JUDGE TURECK: Okay. Based on that, then, I'll admit the parts of this document -- let's see, at least the first --

MR. JORDAN: I would suggest the first page, Your Honor.

JUDGE TURECK: Yes.

MS. GARDE: Well, Your Honor, I would reserve my right to make an offer of proof for the second page, particularly as to the comments about Dan Lawn.

JUDGE TURECK: Well, if you want to --

MS. GARDE: About also being a source of information to Hamel.

MR. JORDAN: I would suggest, Your Honor, that we let the first page in now and deal with the second page if it ever becomes properly connected up and its relevance is shown.

JUDGE TURECK: Yes. Again, at this point, I

don't think you've laid a foundation for any of the second page here. If you want to do that with another witness, that's fine, but you haven't done it yet.

MS. GARDE: Yes, Your Honor.

Am I to understand your ruling, Your Honor, that the first page of Exhibit 45 is in?

JUDGE TURECK: Yes, I'll admit the first page.

(Page 1 of the document previously marked for identification as Complainant's Exhibit No. 45 was received in evidence.)

BY MS. GARDE:

Q I draw your attention, Mr. Wellington, to Exhibit 46.

A I have it, ma'am.

Q Would you identify that document, please?

A This is a document on Wackenhut stationery, Special Investigation Division. It's a confidential memorandum to myself from Mr. Black dated August 3, 1990 and it's entitled "Second Executive Summary of Investigation".

Q What is the document? What is it?

A It's a report to me.

Q Did you receive the document?

A Yes.

Q Does it summarize the investigation up to that point?

A I believe it does.

Q In it, it recommends -- it makes certain recommendations beginning on page 2. Do you see that?

A Okay. Yes.

Q Okay. Recommendation 3 is to terminate Bob Scott's employment, isn't it?

A Yes.

Q It also recommends that you "conduct an in-depth interview and attempt to make him a witness for us. At the same time, we would be close to Hamel to monitor his reaction."

A Yes.

Q What did you do with that recommendation?

A Nothing.

Q Did you report it to anybody?

A Not that I'm aware of. Not that I'm aware of.

Q Did you tell Mr. Hermiller about the receipt of this document?

A Well, ma'am, we had a -- I think the document was presented at a meeting in Coral Gables where myself and I think at this time I had all those attorneys around and I think we were all there and the report was presented

at that time and certain aspects of the report were discussed like item A and item D and I think I testified earlier that I personally was going to interview Mr. Scott, so that's consistent with my testimony.

Q Did you advise Mr. Hermiller that Wayne Black had recommended terminating Robert Scott's employment?

A I don't believe I did.

Q Are you aware of whether or not Mr. Hermiller received that information from anyone else? Either Mr. Iversen or Mr. Trotter?

A I am not aware of that, ma'am.

Q The first recommendation was "Immediately be prepared to file a civil action in United States District Court seeking emergency seizure orders. This would be needed in the even that our true identity is made known to Hamel through his sources." Did you have a concern that Hamel's sources had tipped him off about the investigation?

A Well, ma'am, the longer you run an undercover operation, the more likely chances of exposure are evident. And we had been into it now for five or six months and these things get shaky after that length of time and I was concerned that there was a possibility that our cover could be blown and I think that was shared with the four or five attorneys that were present.

Q What's the emergency seizure order that you were attempting to -- or that Mr. Black was suggesting that you seek immediately? What property were you trying to get back?

A Any Alyeska stolen documents that were in the possession of Mr. Hamel.

Q In your view, they were stolen because they were your documents and they were in Mr. Hamel's possession?

A Well, I guess we were going to have an opportunity to try that on for size in a court.

Q Was it your intention to interview Mr. Scott before you sought the seizure orders, emergency seizure orders?

A Timing -- let me think. I think -- I think we were going to go ahead, ma'am, and get our ducks in a row as far as the civil aspect was concerned. That was, I believe, Mr. Peter James that was handling that, our attorney out of California. Timing was going to be pretty critical here when we got down to the wire and I'm not exactly sure. It would seem to me in looking at this I think it would have been almost concurrent with filing of the documents and my interview with Mr. Scott. Basically it would have been up at that time, close to it.

Q On the third page of the exhibit, it says there was a table of contents. Do you see that, sir?

JUDGE TURECK: That's the fourth page of the exhibit?

MS. GARDE: The fourth page of the exhibit, yes.

THE WITNESS: Yes.

BY MS. GARDE:

Q What is item number 2, link analysis?

A That's a term, ma'am, that is used in an investigative process when you try to link various people, organizations or whatever together through whatever means. It could be -- a link analysis could and probably would include telephone calls, it might even include your Christmas card list if that's important, it would include business activities if there were business transactions, checks, things like that. So that you try to -- you lay it out and you try to show or link the relationship from one person to another through whatever means that you have developed at that time.

Q Do you remember seeing that document?

A Yes.

Q What did it look like? Because I've never seen it, sir.

A I believe that it was a chart with some circles in it and arrows drawing to different people, different organizations, whatever the case may be. It seems to me I saw it in Columbus or some place. I'm not sure.

Q Was it the same document attached to the Bill Ritchie memo?

A Well, I don't know.

Q Do you remember the Bill Richey memo? May I approach the bench, Your Honor?

A I don't know if it was the same one.

MR. JORDAN: What page are you referring to?

MS. GARDE: Page 450 and 451.

(Continued on the next page.)

MS. GARDE: May I approach the Witness?

JUDGE TURECK: Of course.

BY MS. GARDE:

Q Mr. Wellington, I'm going to show you three pages of a Congressional hearing and ask if pages 449, 450, and 451 is the link analysis that you're describing.

A This would be -- yes. I would say, ma'am, that was the -- that was the link analysis. It's an investigative tool. It sounds awesome, but it's a way to organize yourself, and -- geez, I see Doug Baily's on here -- and to try and fit the pieces to the puzzle together. It's just an investigative aid.

Q Is that the document that you were referring to as item number 2 on link analysis?

A I would think so. I would think so.

Q On the table of contents, the item number 10 is telephone information. Do you remember what that document was?

A I would -- no, I don't, ma'am. I could speculate, but I don't know.

Q You don't remember what that was.

A No.

Q And the next item is number 11?

A Beg your pardon, ma'am?

Q The next item is number 11, telephone security

survey. Do you remember what that document was?

A No, ma'am.

Q Now, this was handed out at a meeting in Florida. Is that your understanding?

A I believe so.

MS. GARDE: Your Honor, I'd like to move the admission of Exhibit 46 at this time.

JUDGE TURECK: No objection?

MR. JORDAN: No objection.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 46.)

MS. GARDE: Exhibit 47 --

JUDGE TURECK: Before you get onto any more exhibits, how much more do you have, Ms. Garde? We're already past 4:30.

MS. GARDE: Probably about another 45 minutes.

JUDGE TURECK: Then we're going to adjourn at this point. Okay. We'll reconvene at 9:00 o'clock tomorrow morning.

(Whereupon, at 4:45 p.m. the hearing was recessed, to be reconvened the following day, Wednesday, May 20, 1992, at 9:00 a.m.)

REPORTER'S CERTIFICATE

DOCKET NO.: 92-TSC-2

CASE TITLE: ROBERT SCOTT v. ALYESKA PIPELINE SERVICE COMPANY

HEARING DATE: May 19, 1992

LOCATION: Anchorage, Alaska

I hereby certify that the proceedings and evidence are contained fully and accurately on the tapes and notes reported by me at the hearing in the above case before the United States Department of Labor.

Date: May 19, 1992



Official Reporter
Heritage Reporting Corporation
1220 L Street, N.W.
Washington, D.C. 20005

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of:	)	
	)	
ROBERT SCOTT,	)	
	)	
Complainant,	)	Case No. 92-TSC-2
v.	)	
	)	
ALYESKA PIPELINE SERVICE COMPANY,	)	
	)	
	)	
Respondent.	)	

MORNING SESSION

Pages: 536 through 686

Place: Anchorage, Alaska

Date: May 20, 1992

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

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ROBERT SCOTT,	)	
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v.	)	
	)	
ALYESKA PIPELINE SERVICE COMPANY,	)	
	)	
	)	
Respondent.	)	

Courtroom 1
303 K Street
Anchorage, Alaska

Wednesday,
May 20, 1992

The hearing in the above-entitled matter commenced, pursuant to notice, at 9:17 a.m.

BEFORE: HON. JEFFREY TURECK
Administrative Law Judge

APPEARANCES:

On behalf of the Complainant:

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WILLIAM SAUPE, ESQUIRE
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Washington, D.C. 20006

I N D E X

WITNESSES:	DIRECT	CROSS	REDIRECT	RECROSS	VOIR DIRE
James Wellington	540 579	598	611		579
Pepper Smith	622				

EXHIBITS:	IDENTIFIED	IN EVIDENCE
Complainant's:		
126	Prev.	542
92	Prev.	579
47	Prev.	593
88	Prev.	594
79	Prev.	631
127	647	665
Respondent's		
134	Prev.	611

P R O C E E D I N G S

(9:17 a.m.)

JUDGE TURECK: On the record.

This is the case of Alyeska Pipeline, and Ms. Garde is questioning the Witness, and Mr. Wellington, you know that you're still under oath.

Whereupon,

JAMES P. WELLINGTON

having been previously duly sworn, resumed the stand as a witness herein, and was examined and testified further as follows:

THE WITNESS: Yes.

I guess, Your Honor, I question the ruling on the camera. I said to my Counsel I didn't want a camera. Now I see there's one set up.

JUDGE TURECK: The camera is going to be here for five minutes, just to get some background, and then they're going to leave.

THE WITNESS: I don't have any choices, then, I guess, then.

JUDGE TURECK: You do.

MR. JORDAN: Yes, you do, Pat. You object even to the limited segment?

THE WITNESS: I do.

MR. JORDAN: You do. Okay.

JUDGE TURECK: Then you're going to have to not tape the rest of his testimony, I'm afraid.

Okay, you can proceed.

DIRECT EXAMINATION (Resumed)

Q Good morning, Mr. Wellington.

A Good morning.

Q I'd like to follow up with one of the exhibits that we talked about yesterday and draw your attention back for a moment to Exhibit 46, the August 3rd executive summary. Do you have that document in front of you?

A Yes, ma'am, I do.

Q Do you recall discussing the link analysis during your testimony yesterday?

A Yes.

MS. GARDE: Your Honor, I'd like to mark as a separate exhibit the pages of the link analysis he identified from the Congressional Record yesterday.

JUDGE TURECK: Okay. It looks like your next number would be CX-126.

(The document referred to was marked for identification as Complainant's Exhibit No. 126.)

MR. JORDAN: Do you have a separate one of those for us, do you?

MS. GARDE: Yes, I do.

MR. JORDAN: Thank you.

BY MS. GARDE:

Q Is the document that I just handed you, Mr. Wellington, the link analysis that we discussed?

A I believe it is, ma'am.

Q Okay. If my notes of your testimony are correct, this is a copy of what you recall is provided to Alyeska with the executive summary showing the connections between Mr. Hamel and Mr. Scott and others, is that correct?

A I believe that the document, ma'am, shows the investigator's investigative interpretation of whatever they found are the connections, not mine.

Q No, I understand that.

A Yes.

Q This is Wackenhut's.

A Yes.

MS. GARDE: Okay. With that, Your Honor, I'd like to move for the admission of Complainant's Exhibit 126.

MR. JORDAN: I have no objection, Your Honor.

JUDGE TURECK: It's admitted.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 126.)

MR. JORDAN: I would just note that Mr. Baily's name is, as is so often the case, is spelled wrong on it, but Doug has to suffer through that frequently.

MR. BAILY: And I have no objection, Your Honor. I'll take it with the name spelled the way it is.

BY MS. GARDE:

Q Mr. Wellington, we were discussing the progress of the Wackenhut investigation yesterday, and we stopped in the time frame of essentially early August, 1990. Was there a time that you were consulted in regards to the opening of an undercover office in Virginia?

A Ma'am, that was an item of discussion. To be honest with you, I can't tell you the exact date, but yes, it was discussed.

Q You were aware that Wackenhut was going to open an undercover office in Virginia, is that correct?

A Yes.

Q And what was the purpose of the undercover office?

A As I believe I indicated yesterday, we were moving the investigation closer to Mr. Hamel to make it more convenient for the investigators and Mr. Hamel to be able to get together. Mr. Hamel was starting to push for more frequent meetings with Mr. Black, and it was just easier to set up an operation in Virginia.

Q And what was done to set up that office?

A I don't know all of the details, ma'am. I did not get involved. I think I said in my deposition, I didn't micromanage the investigation. So I don't know.

Q Well, it's true that Mr. Black sent you memos on a fairly regular basis about what he was doing, isn't that true?

A Mmm-hmm. Yes, ma'am.

Q So what did he tell you, or what did he advise in regards to what was going to be done in the context of opening that office?

A Well, I guess that they were going to get space, they were going to get furniture, and they were going to set the office up for recordings, television, TV recordings.

Q How were they going to do that?

A I don't recall that we went into that kind of detail.

Q Isn't it true that they rented two offices, one

for the equipment, and one for the storefront, if you will, of the environmental group?

A I believe that's correct.

Q And in the second office, the equipment was set up to enable the investigators to tape Mr. Hamel and his conversations both by video and audio, isn't that correct?

A That's correct.

Q And the second office that was opened up -- do you remember what the name of that office was?

A I don't.

Q Does Overseas Trading Company mean anything to you?

A Could be. I don't know.

Q So actually, Wackenhut rented two offices in order to engage in its covert surveillance activities, is that correct?

A I believe so.

Q Did you approve ahead of time the taping of the meetings with Mr. Hamel by video and audiotape?

A Absolutely.

Q Prior to your issuing that approval or giving that approval, did you check with any lawyers about whether or not that was illegal activity?

JUDGE TURECK: It was a legal activity or an illegal activity?

MS. GARDE: Whether it was an illegal activity. Thank you.

THE WITNESS: Did I personally check with any attorneys? I don't recall that I did. I believe Virginia is a single-party consent state.

BY MS. GARDE:

Q Did you find that out before you gave them approval to undertake those activities?

A In the broad scope of the instructions that we gave them and in talking with Mr. Black, I believe that it was brought out that Virginia, like Alaska, is a single-party consent state.

Q Was that before the office was opened in Virginia?

A I believe so.

Q And in the context of the office, what was the front that was given to the office that Mr. Hamel would visit?

A I never was there, ma'am. I don't know.

Q So you have no idea at all? They didn't tell you that they were going to put up save the whales posters and --

A Never saw it.

Q -- buy books about Alaska?

A Never saw it. Don't know what they did. Never

was in it. Never was near it.

Q Your recollection is that they didn't tell you any of that ahead of time?

A I didn't ask them.

Q That's not what I asked you. Did they tell you that?

A No.

Q Did you approve the body taping of -- wearing a body tape by Mr. Black in his meetings with Mr. Hamel and his wife?

A I don't recall giving any approval.

(Continued on the next page.)

Q Did you become aware that they did that?
A I believe in the course of the investigation, yes, ma'am.
Q And in fact were tapes made, audio tapes made?
A I believe so.
Q Were they transcribed?
A I don't recall.
Q Did there come a time when you reviewed the audio tapes of the meetings with Mr. Hamel?
A I don't believe, ma'am, I ever reviewed audio tapes. I reviewed TV tapes but I think I may not have reviewed audio. I don't recall it.
Q Did Mr. Black tell you the highlights of the conversations with Mr. Hamel?
A Yes, as I recall, basically he did. Yes, ma'am.
Q Did he tell you, Mr. Wellington, about conversations that Mr. Hamel had with him about providing his documents directly to the EPA and DEC?
A I don't recall.
Q Did he tell you about conversations that he taped with Mr. Hamel in which Mr. Hamel advised Mr. Black that it was against a federal law to fire whistleblowers?
A I don't recall.
Q Could you look at Exhibit 85, please? Do you have those documents in front of you?

A Eighty-five?
Q Yes.
A Yes.
Q These are two pages, a couple of pages from transcribed tapes. Have you seen these documents before?
A I don't believe so.
Q Ever?
A I don't believe so.
Q You never were apprised of what was in the tapes? Is that your testimony?
A Well, can I read what it says? I've never seen this document before so I'd like to read it before I answer.
MS. GARDE: Please take the time to do that.
(Pause.)
THE WITNESS: I've read it.
MR. BAILY: I'd like to read the document from behind the witness, if I may, without interrupting him.
BY MS. GARDE:
Q Have you reviewed the document?
A Yes, I have.
Q Does this refresh your recollection about any of the things that Mr. Black may have advised you that he was learning in his taping of conversations with Mr. Hamel?
A I don't recall the subject of this. It doesn't

have a date on it. Well -- I don't recall the contents of this memorandum being discussed with me.

Q You do not.

A No, I don't.

Q Okay. Would you please turn to Exhibit 88?

A I have it.

Q What is Exhibit 88?

A It is an agenda for an August 3, 1990 meeting and I guess -- I'm not sure who prepared it. That's what it is.

Q Did you attend that meeting?

A Yes, I did.

Q Where was that meeting?

A Coral Gables, I believe.

Q By the time of the August 3rd meeting in Coral Gables, Mr. Wellington, how many times had you gone to Coral Gables to meet with Mr. Black about the progress of the investigation?

A Maybe one other time.

Q At the beginning of the investigation?

A Well, I would think there might have been one other time but I know we met in San Francisco in May. I met with him, I guess, in February or March to set it up. I met with him again in May when we discussed some items and I'm not sure then if we met in between May and August

or not. If you have something that shows that we did, then we did. I don't recall.

Q Well, I'm just trying to establish how many times you went to Coral Gables to meet.

A And then we had a meeting after this in February or March of '91, I believe.

Q When you went to Coral Gables for the August meeting, did you review any of the video tapes?

A I believe we did.

Q Did you review the files of information that had been prepared by Wackenhut?

A Files? Possibly if there was an executive summary, that might have been the only thing that we would have looked at.

Q Did you review any of the background information that had been supplied to Alyeska throughout the process of the investigation by Mr. Black?

A I don't recall.

Q Did you review any of the training materials that Mr. Black had utilized?

A Training materials? I wasn't aware he'd used any.

Q Could I draw your attention to Exhibit 87, please?

(Continued on the next page.)

A I have it.
Q Do you see that document?
A Yes.
Q It indicates a list of files. Have you seen that document before?
A I don't think so.
Q You're not aware of what this document is?
A No. It doesn't look familiar.
Q When you went to the Coral Gables meeting in August, were you provided volumes of materials about the way Wackenhut had conducted their investigation?
A No, ma'am.
Q Okay. Who picked you up at the airport in Coral Gables?
A I think I may have taken a cab to the hotel.
Q Isn't it true that one of the investigators picked you up, Mr. Wellington?
A I don't recall. I know a couple of times we took cabs, a couple of times we got lost because the cab drivers didn't know their way around. I don't -- we got a ride, I believe, from one of the investigators back to the hotel and then the investigator took Mr. James to the airport but it's my recollection that we took a cab to the hotel.
Q Mr. Wellington, what I'm trying to find out is

in your meeting in August if in fact you were not provided three volumes of materials in binders similar to the one that you have exhibits in in front of you containing the information that is listed in these files, that is listed on this document, list of files.

A Did somebody who picked me up in a cab or a car give them to me? Is that what you're saying?

Q Just answer my question, sir.

A Well, the question was did somebody pick me up in a cab.

Q That was the previous question. You said you didn't remember, so I've moved on from that, sir.

A Okay. The question is did somebody give me some three-ring binders? I don't recall.

Q Do you recall being provided any materials at all when you went to Florida for that meeting in August?

A I believe that we had an executive summary, which was probably maybe four or five or six pages, I don't totally recall. We received an executive briefing from Mr. Black and Mr. Lund and then the focus of the meeting turned to further investigative efforts.

Q So it's your clear recollection you were not given any information?

MR. JORDAN: I think the witness didn't say he wasn't given any information. He just stated what he

remembered as to what he was given.

JUDGE TURECK: I'll overrule the objection. I think he can answer the question.

THE WITNESS: I think I answered, ma'am, that I recall getting an executive summary. I recall getting an executive briefing. There may have been some documents on the table. I did not receive nor did I take with me any three-ring binders. How many? Three.

MS. GARDE: Three.

THE WITNESS: No. I don't recall that.

BY MS. GARDE:

Q When did you first learn of the fact that Mr. Scott had had an argument in the parking lot with another employee?

A I don't know. It could have been at Congress. I don't know. I never had any discussion with anybody on it. We didn't investigate it. I -- you know, I just really don't know, ma'am. It wasn't something that I was involved in.

Q Security guards at the terminal don't report to you on any incidents in the parking lot?

A Do they call me up and say there's been an incident?

Q No, do they report to you? Do you receive regular briefings on what happens? Security incidents

that are written up.

A Our corporate security man in Valdez. I personally don't.

Q Who is that?

A Mr. Kiml, K-I-M-L.

Q So when did you first learn that there had been an incident?

A I don't recall.

Q Following the opening of the undercover office, Mr. Wellington, did Mr. Black brief you fairly regularly on the success of his attempts to get information from Mr. Hamel, to get Alyeska's documents back?

A I would say, ma'am, that our telephone contact would have been maybe once or twice a week, sometimes more frequent than that. I didn't keep a telephone log as to how often. And, as you know, he sent written reports so the method of communication between Mr. Black and I was basically telephonic and written reports.

Q Well, did there come a time in August, Mr. Wellington, where Mr. Black called you and said that he had gotten his hands on some of the attorney-client privilege documents that the purpose of the investigation was to find?

A I believe that we had a discussion concerning the retrieval of documents, yes.

Q When was that conversation?

A I don't recall.

Q What did you learn in that conversation?

A As near as I can recall, Mr. Black said that he had obtained some documents that he thought, in his opinion, I guess, might be considered sensitive as far as Alyeska was concerned.

Q Do you know how he convinced Mr. Hamel to give him those documents?

A I don't recall.

Q Isn't it true that he told Mr. Hamel that he was going to help him fight Alyeska by feeding those documents into a scanner and then returning them to Mr. Hamel so that he could help him in his efforts to expose Alyeska's wrongdoing? You don't know that?

A I don't recall those particular words. I was not a party to that conversation, ma'am. I was not in Virginia, I was not down there. And exactly what Mr. Black said to Mr. Hamel, I can only speculate on. I was not a party to the conversation.

Q Well, Mr. Wellington, in fact, Mr. Black took extremely careful videos within the office, even of him talking to you, didn't he? There were video tapes where he was reporting that information to you on the telephone as he was finding those documents, wasn't there?

A I think there might have been one occasion when he did that?

Q And what was that occasion?

A I don't recall.

Q It was when he found documents in Mr. Hamel's house, wasn't it?

A I don't know.

Q Do you have any recollection at all? Did you view that video tape?

A Probably about two years ago or something. I don't recall.

Q At the September 25th owners meeting?

A I don't recall if that was something that was shown there or not, ma'am.

Q Well, Mr. Wellington, by August of 1990, you had already spent seven or eight months, six months, looking for documents. Mr. Black was now in Virginia and now obtaining those documents. What did he tell you about what he was finding?

A Like I say, ma'am, I don't have anything in front of me to refresh my recollection and it was a long time ago. The best I can tell you, and I think I've tried to do that, is I don't have anything. I don't have any notes, I have no documents, I have no case report, I have nothing but my memory. And I've had a lot of things

happen since that time, a lot of things going on. I've testified in front of everybody that wants to hear what we have to say. I don't exactly recall what he said.

Q Well, that's fair, Mr. Wellington. I want to know if you remember when Mr. Black told you he was actually finally getting his hands on documents.

A I don't remember the exact date, ma'am.

Q Do you remember the occasion?

A Was I in my office or was I in the bathtub or somewhere?

Q Were you in your office? Were you at home?

A I would assume I was in the office.

Q Did you tell Mr. Hermiller after he told you that he had gotten the documents?

A I would assume during one of the briefings that I had with Mr. Hermiller that I would have passed on to him that during the course of the investigation that certain documents were recovered. I think that would be a natural thing that I would report to Mr. Hermiller.

Q Did you authorize Mr. Black to assist Mr. Hamel financially in his attempts to expose the environmental wrongs of Alyeska?

A The discussion of paying Mr. Hamel came up at one of the meetings and the attorneys, the four or five that were present, reviewed the request and it was decided

to go ahead and proceed based on their advice.

Q And what was the plan that Mr. Black wanted to follow in regards to offering Mr. Hamel money? What was that money for?

A As I recall, to see whether or not Mr. Hamel would provide any documents in return for money or provide any assistance to us in retrieving our documents.

Q And what was the result of that offer?

A Well, I wouldn't want to say that Mr. Hamel took our money and ran but he did take our money and I am not sure how fruitful we were in that effort.

Q How much money was Mr. Hamel offered?

A As I recall, ma'am, he was given on two separate occasions, I believe, $2000 but I could be wrong.

Q And what was that money for? What was it presented to Mr. Hamel that it was for?

A I did not -- as I said earlier, ma'am, I was not present when Mr. Black made the transaction or discussed it, so it would be speculative on my part what he said. I wasn't party to the conversation.

Q Isn't it true that Mr. Black advised you that when he attempted to buy the documents Mr. Hamel told him I got this information for free and you will have it for free?

A He may have said that. He took the money.

Q That's what I'm asking you. Did you understand what the money was for? What did Mr. Hamel accept that money for?

A I'm not sure what he accepted it for, ma'am.

(Continued on the next page.)

Q Did you ask Mr. Black?

A I don't recall.

Q Did Mr. Black report back to you in regards to the transfer of funds what was told to Mr. Hamel to justify giving him that money?

A I believe, ma'am, that there was a conversation in the ECOLIT office in Virginia, and Mr. Hamel did not take the money at that time, and subsequently, I believe, he took it at his house. I can't remember where the actual transaction took place. I don't recall.

I think what it might have been -- I think the first one or one of them might have been at Mr. Hamel's home, although I'm not sure.

Q Isn't it true that Wayne Black sent one of the investigators, Sherry Rich, to give Mr. Hamel that money to help his sources who were unemployed?

A I believe that possibly a courier may have taken the money. I'm not sure of what -- Sherry Rich?

Q Yes.

A I'm not sure what she may have told Mr. Hamel.

Q Well, she was wearing a body wire, sir. Did you review that tape?

A I don't recall if I did or not.

Q Did there come a time when you received a third and final executive summary of the investigation?

A Was there a third?
Q Yes.
A Final? Yes, I guess I must have got it, then.
Q Would you please turn to Exhibit 47.
A Forty-seven?
Q Do you have that document in front of you?
A Yes, ma'am.
Q Could you identify the document, please?
A Well, let's see. The front cover says, "Report of Investigation Prepared for Alyeska, Sensitive Document," and "Wackenhut Special Investigation Division."
The second page is a confidential memorandum to me from Mr. Black dated September 20th, and it says, "Third Executive Summary of Investigation."
Q On the second page of the document, it makes reference to "investigative reports outlining our two payments to Mr. Hamel of $2000 each." Do you see that?
A Yes.
Q Do you remember reviewing those reports?
A I would assume I probably did.
Q Do you remember what they said?
A No, I don't.
Q Do you know where they are?
A Do I know where they are today? I have no idea. I know I haven't got them.

Q Also in the same paragraph it indicates that "To date we have scanned into our Virginia computer approximately 500 stolen legal documents. Mr. Hamel has the original of those documents in his home." Do you see that?

A Yes.

Q Did you advise Mr. Hermiller of finding those documents?

(Pause.)

A I could have very well have. I don't recall, ma'am. I don't recall.

Q In this report it has a number of recommendations on the page 3?

A Mmm-hmm.

Q In the recommendations, it indicates "immediately prepare the appropriate paperwork for civil action in the District Court in Alaska or Virginia seeking emergency seizure orders." Did you follow through on that recommendation?

A The attorneys were preparing the documents. Yes, ma'am.

Q Underneath B it indicates that they also recommend item C, D, and E from the August 3rd summary. Do you remember what that is? Could you turn back, please, to the August 3rd summary, which is Exhibit 46.

A Okay. I have that.

Q What was recommendation C from the August 3rd summary?

A "Terminate Robert Scott's employment and conduct an in-depth interview and attempt to make him a witness for us. At the same time we will be close to Hamel to monitor his reactions."

Q And what is D?

A "Interview other suspects regarding their contact with Hamel."

Q Do you know who those suspects were?

A Probably at least maybe one or two.

Q Other Alyeska employees?

A Yes, I believe, one.

Q Who was that?

A Mr. William See.

Q And who is he?

A A pump station tech at -- I believe he's working up north somewhere, I think maybe up to pump station 6.

Q And how was his contact with Mr. Hamel conferred or identified? Did you take Mr. See's trash?

A Not that I recall.

Q How did they identify what led Mr. Black to the conclusion that See was a source to Mr. Hamel?

A I believe if my recollection serves me correct

that there was some document or something -- I can't recall exactly what it was -- that Mr. Black viewed in Mr. Hamel's house that had Mr. See's name on it, and I just don't recall what it was.

Q Remember what the document was?

A No, I don't, unfortunately.

Q So you have no idea of whether or not the document was confidential, proprietary, or public?

A I -- I would -- I may have known at the time. I don't recall now.

Q Going back to the September 20th exhibit, Exhibit 47 --

A Mmm-hmm.

Q -- it also indicates you've identified Don M. Rotan or Rotun. Who's he?

A I don't recall, to be honest with you.

Q Is he an Alyeska employee?

A I don't recall. He may be. I don't --

Q Shortly after receiving the September 20th executive summary, did you attend the meeting on September 25th in Denver?

A With the owners?

Q Yes.

A Or a portion of the owners? Yes, I did.

Q how did it come about that that meeting was

called?

A As I recall, ma'am, Mr. Hermiller had made the decision that it was time to advise the owners of our investigation, and this was the method that he chose to deliver that information.

Q Did you go to that meeting?

A Yes, ma'am.

Q Did you make a presentation?

A A short one.

Q What was the purpose of the presentation to the owners committee?

A By Alyeska?

Q Yes.

A To basically inform them that we had conducted the investigation and in some very, very general terms, advised them of what we had developed and what course of action we felt would be prudent to proceed with in order to wrap the investigation up and take appropriate legal action.

Q Did you make the recommendation about what legal action to take?

A Did I?

Q Yes.

A No, I don't believe so.

Q Who made that recommendation?

A It could have been Mr. Smith, our General Counsel, who was present at the meeting.

Q But you don't remember telling the owners committee yourself that you wanted to go out and prosecute Mr. Hamel and Mr. Scott.

A I didn't make that portion of the presentation, ma'am.

Q But do you recall that it was made by someone?

A I believe that the wrap-up of the investigation, yes, was discussed with the owners.

Q Not the wrap-up. When you went to the meeting, isn't it true, Mr. Wellington, that you and Mr. Hermiller were seeking the authority from the owners committee to pursue legal action against Mr. Hamel and possibly Mr. Scott to obtain and return your documents from Mr. Hamel's house?

A It's my understanding that prior to any legal action being initiated by Alyeska that the owners would have to be informed. So I think your assertion of it would be correct.

Q And you were at the point in your own mind in the investigation where you had enough information to move on Mr. Hamel, isn't that correct?

A We had a couple other things that we wanted to do, but it would have been done very shortly.

Q And what were those?

A Basically I told Mr. Black that we had listened to enough of Mr. Hamel's rhetoric on TV, on the recordings, and that we needed to be more aggressive in our interview techniques with Mr. Hamel, instead of listening to all of his ramblings, which he's quite capable of doing, that we needed to -- I think we'd established his confidence, and we needed to move ahead and press him for some additional information.

And I guess the best way to categorize that is that we were going to become a little more aggressive and rather than let the guy ramble for an hour and a half, we were going to try and get some words in.

(Continued on the next page.)

Q What kind of words were you going to try to get in?

A Well, I think that I probably referred to Mr. Black, let's let Mr. Hamel put his money where his mouth is. He's been talking now for three months or four months about all the connections he has, all the documents he has, he's showed you all these boxes in his house, he's bragged that he has all this stuff. Let's see if he will in fact share his sources.

He's very proud of the documents that he's had, very proud of the fact that he's created problems, either rightly or wrongly, for Alyeska. And it was time to fish or cut bait.

Q When you say "fish or cut bait" you mean to have Mr. Hamel identify the sources of his information in order --

A If possible.

Q Okay. And what was the purpose of that? How were you going to get Mr. Hamel to do that?

A Well, I think again I'm going to leave that up to Mr. Black. I don't think we were going to tie him up with chains but I think just to be more aggressive in his conversation with Mr. Hamel.

Q Well, to Mr. Hamel, Mr. Black was really Wayne Jenkins. Isn't that correct?

A Yes.

Q And Mr. Jenkins was trying to get Mr. Hamel to identify his sources so he could allegedly sue Alyeska. Isn't that true?

Isn't that what he was telling Mr. Black? Mr. Black was telling Mr. Hamel? You've got to tell me who these people are and give me affidavits so that I can go into court and take legal action to stop this dumping?

MR. JORDAN: Objection. Compound.

MS. GARDE: Let me rephrase the question.

BY MS. GARDE:

Q How was Mr. Black going to convince Mr. Hamel to identify his sources? What bait was he going to give him?

A I don't know.

Q Did you review any of the memos Mr. Black sent you?

A Yes, I did.

Q Did you review the things that he told Mr. Hamel?

A I probably did at the time.

Q Isn't it true that Mr. Black told Mr. Hamel in order for me to sue Alyeska or Exxon you're going to have to give me affidavits from your sources to prove their allegations?

A I don't recall that, ma'am.

Q When did you review the video tapes prior to the September 25th meeting?

A I looked at some at the August meeting and one or two in some detail because we weren't sure on a couple of points that Mr. Hamel that was making. And he may have sent videos, too. They were boring.

Q Did you watch them all the way through?

A No, ma'am.

Q Did you ever hear Mr. Hamel use the words stolen documents on any of the 18 hours of that video tape?

A I don't recall.

Q It's not on there, is it, Mr. Wellington?

A I said I don't recall.

Q Was Mr. Scott discussed at the September 25, 1990 meeting?

A I believe, ma'am, his name came up.

Q Did you tell the owners committee at the meeting that Mr. Scott already had some type of disciplinary action in the works?

A Did I?

Q Yes.

A Absolutely not.

Q Did you tell them you'd called Mr. Rod Pugh and told him to put whatever action they were considering about Mr. Scott on hold?

A I don't believe so.

Q Did you tell the owners committee anything about Mr. Scott's performance?

A Did I?

Q Yes.

A I didn't know anything about his performance.

Q Well, you knew something was in the works because you'd talked to Mr. Pugh, didn't you?

A Oh, absolutely.

Q Okay. How did you know something was in the works?

A I think I testified yesterday, ma'am, that either Kathy Carr in our human resources mentioned it or Mr. Trotter, I'm not sure. I think that was my testimony yesterday. And that's my testimony today.

Q Did you discuss Mr. Scott at all at the owners committee meeting?

A Did I discuss Mr. Scott?

Q Was it discussed at the meeting?

A His name was brought up as an individual who we suspected of stealing Alyeska documents and providing them to Mr. Hamel in about that vein and probably about that long.

Q Well, by the time of the September 25th meeting, he wasn't a suspect any more, was he, Mr. Wellington?

You'd confirmed it. Isn't that true?

A I would still call him a suspect or confirmed or whatever word you want to use.

Q Well, there's a significant difference. By that time, you had known -- you knew that Mr. Scott's documents were in Mr. Hamel's house, didn't you?

A I guess if you're asking me if I knew that Mr. Scott was thief I guess the answer would probably be yes.

Q You'd concluded he was a thief.

A Yes.

Q Did you tell the owners committee that you'd concluded that?

A Not in those words.

Q Did you seek permission from the owners committee to fire Mr. Scott for stealing documents?

A No.

Q Did anyone bring up the issue of Mr. Scott's termination?

A Not that I recall and I think I've testified to that before.

Q During the meeting, did the owners committee instruct you to stop the investigation?

A Yes.

Q How did they tell you to stop the leaks?

A I don't believe that they -- I don't recall that we went into that.

Q Did they tell you to let the leaks continue?

A I don't recall.

Q Well, when you went to that meeting on September 25th, when you traveled to Denver, you had as your objective to get permission to sue Mr. Hamel, to complete what you'd started, to identify and stop the leaks. Isn't that correct?

A That's correct.

Q You identified the leaks. You'd done the first half, at least some of them. Isn't that true?

A That's correct.

Q And you wanted to stop those leaks. Isn't that true?

A That's correct.

Q The owners committee told you to stop the investigation, didn't they?

A Yes, they did.

Q So you weren't going to find any more leaks. Is that correct?

A That's correct.

Q What guidance did they give you about carrying out the rest of your objective?

A I don't recall any guidance.

Q What did they tell you?
A Me?
Q Were you in the meeting the entire time?
A I was in and out.
Q What did they tell you?
A They didn't tell me anything. Stop the investigation. I understood that. And I did that.
Q Who said that?
A Probably the chairman, Mr. Rusnack, although I'm not sure.
Q And what specific words did he use?
A I don't recall, ma'am.
Q But you understood whatever words he used that you were to stop the investigation.
A I understood that.
Q Did you do anything after that?
A Yes, I made a phone call.
Q What time in the morning was it?
A It was probably in the afternoon.
Q What time of the day do you think it was?
A In the afternoon. I think. Mid afternoon, early afternoon. After lunch.
Q Who did you call?
A I called Mr. Black's house.
Q And what did you tell him?

A He was not available. I left word with his wife to have him call me and he called me -- I don't know, later, probably -- I don't know, an hour or two or so later, I don't recall.

Q And what did you tell him?

A I told him that the owners had made a decision that we weren't going to proceed any further and that we had to shut down and make an orderly extraction from the undercover operation and to cease all further investigative efforts.

Q What else did you tell him to do?

A Well, I don't know. I don't know if I told him anything else.

MS. GARDE: Your Honor, may I approach the witness?

JUDGE TURECK: Yes, you may.

(Pause.)

BY MS. GARDE:

Q Mr. Wellington, I'm going to show you a copy of a September 27, 1990 memo from Wayne Black to you. I ask you to please read the first -- I believe it is the first sentence.

A "Pursuant to our telephone conversation in the early morning hours of September 26th, we will no longer make video and sound recordings from the undercover office

in Virginia."

Q Does that refresh your recollection about when you called him?

A Well, I called him right after the meeting but he wasn't in and then he returned the call.

Q What time?

A Well, he says "early morning hours". I don't know what that means.

Q You don't remember waking him up?

A He returned my call. He was not at home, ma'am. I think I've said that now about three times. He wasn't at home when I called and left word for him, to have his wife give me a call when he returned or she didn't get a hold of him and he did.

Q Did Mr. Black then take steps to shut down the operation?

A I believe the memorandum says that he instructed the people there in the office to not do any more recordings.

Q What's the next thing you heard from Mr. Black about shutting down the investigation?

A The very next thing?

Q Yes.

A I don't know.

Q Would you please turn to Exhibit 92?

A Okay. I have that.

Q Could you identify the document, please?

A Yes. It's a memorandum from Mr. Black to myself dated October 5, 1990.

Q Did you receive this document?

A I believe I probably did.

MS. GARDE: Your Honor, I failed to follow your instruction before in moving the documents into evidence as I've used them. I just remembered that. I'd like to move this one in at this time, though. I'll go back and do the others.

JUDGE TURECK: Which one is "this one"?

MS. GARDE: Ninety-two.

JUDGE TURECK: Any objection?

MR. JORDAN: Your Honor, I would prefer to defer this until my cross-examination of Mr. Wellington because unlike some of the other things, we have not objected on authentication or even on other grounds to those things we were highly confident had in fact been received by Mr. Wellington from Mr. Black.

That's not quite in this category and I'd just like to inquire about it so if we could just defer that and give me an opportunity to do that and address it at the end of the cross.

JUDGE TURECK: Do you want to voir dire right

now?

MR. JORDAN: That would be fine.

JUDGE TURECK: Why don't you go ahead?

(Continued on the next page.)

VOIR DIRE EXAMINATION

BY MR. JORDAN:

Q Mr. Wellington, let me ask if you have a specific recollection of ever having seen this document before.

A I believe I have seen it.

MR. JORDAN: Okay. That's all I needed to know, Your Honor, as long as it says "5" in there.

JUDGE TURECK: Then no objection?

MR. JORDAN: No objection.

JUDGE TURECK: Then Complainant's Exhibit 92 is admitted into evidence.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 92.)

DIRECT EXAMINATION (Resumed)

BY MS. GARDE:

Q Mr. Wellington, this document that Wayne Black prepared apparently to the file indicates in handwriting to Pat, with his -- I believe it's Mr. Black's signature mark, and at the back page of the exhibit, which I believe we got from you in discovery, sir, it says, "Copy to Pat

Wellington."

A And Alan Bernstein?

Q And Alan Bernstein.

A Yes.

Q The document summarizes, does it not, an overview about the investigation, what happened in the investigation, what they proved, doesn't it?

A Can I read it?

Q Oh, yes, please take it. Go ahead and read.

(Pause.)

BY MS. GARDE:

Q Have you reviewed the document?

A Yes, ma'am.

Q The document kind of summarizes Mr. Black's view of the end of the investigation, does it not?

A I think that would be a fair characterization of the document.

Q Turning to page 5 of the exhibit --

A Okay.

Q -- see the statement in there, the third paragraph? It indicates that Mr. Black says, "We have no way of knowing that the allegations of pollution are true or false"?

A Your page 5 might be different than mine.

Q Oh, page 4. I'm sorry.

A Okay. Where is that, now?

Q Third paragraph, second full paragraph.

A Where Hamel says he told EPA and those people? Is that what you're talking about?

Q No, the paragraph that starts --

A "I know Hamel has exaggerated a bit --"

Q Right.

A "-- from time to time"?

Q Right. Do you see the last sentence of that?

A Where it says, "I also know that he has been truthful when it comes to his numerous sources of information and stolen documents"?

Q Correct.

A "We have no way of knowing if the allegations of pollution are true or false"?

Q That's correct.

When you received a copy of this memo, did you talk to Mr. Black?

A I -- you know I may have, probably, yes.

Q Page 5 indicates that Mr. Black had been informed that the oil companies did not want transcripts or any details of Hamel's allegations. Did you pass that instruction on to him?

(Pause.)

A If that was the instructions that -- as I recall

that we received from the owners, yes, I would. I was the point of contact man in Alyeska with Mr. Black. So primarily I probably dealt the most with him. So in all probability those instructions came from me.

Q What were you told to tell Mr. Black?

A To -- at the time that I talked to him on the phone, which I now realize was in the early morning hours rather than the late evening, was to go ahead and shut the investigation down. We didn't want to have any more videotaping, no more actively pursuing our -- any investigative leads. And I think at that time that might have been it, ma'am. I don't recall for sure.

Q Mr. Black says in here to the file, which was also sent to you, "I'm concerned that even if you complete and mail the transcripts to Alyeska, Pat Wellington and I are the only ones who are holding the hot potato on this one. As of October 1 I was informed the oil companies did not want transcripts or any details of Hamel's allegations."

What did that mean to you?

A I think basically Wayne was indicating that once the files, the records got out of his control or mine that we would have lost what normally would be considered in my opinion, in my experience, valuable information that could be used later, you know, at a hearing or whatever the case

may be. Very unusual, I guess would be the right word to not have investigative files available.

Q Did you understand Mr. Black's statement to be referred to evidence that Mr. Hamel had documents?

A That wasn't my interpretation.

Q What was your interpretation?

A I think just what I said.

Q What kinds of hearings did you think you were going to lose information for?

A It was my sincere professional impression that at some point in time because of the expanded nature of people who knew about the investigation that would probably come to light, just people can't keep secrets, you know. If I know something good, I've got to tell you, you know, and then you've got to tell somebody. Somebody else has got to tell somebody.

That's why we kept tight control on it and were able to maintain the confidentiality of the investigation for as long as we did. But once we expanded that with the sieves that we had apparently around, I had no faith that this thing would ever remain confidential. I didn't realize it would break the way it did. But when it broke, it didn't surprise me one damn bit.

Q Mr. Wellington, Mr. Black talks about a hot potato, "holding the hot potato on this one," and then

immediately talks about not -- the oil company did not want any details of his allegations. What allegations is he talking about?

A You're going to have to ask him, ma'am. I don't know.

Q You don't know. And when you read the memo that talked about you holding a hot potato, you didn't think about it.

A Well, I knew that I might have a hot potato at some point in time, and here I am.

Q But you only thought about the investigation hot potato.

A yes. That's all I was concerned about.

Q Were you concerned at all about the environmental allegations or Hamel's allegations?

A No.

Q Being responsible for what you knew about those allegations?

A I didn't.

Q Did you even think about it?

A I don't think if -- no. I don't think it crossed my mind. I don't know.

I was concerned that we were, you know, going to give up all of our stuff, and here we are.

Q From the investigative --

A Yes. You're trying to refresh my memory on stuff that happened two years ago that I don't have anything on and haven't seen in two years.

Q When you read this memo, you weren't at all concerned about what action was going to be taken to deal with Mr. Hamel's allegations, true or not?

A Well, I -- not -- that's not in my purview. I don't have anything to do with those.

(Continued on the next page.)

Q At what point did you tell Mr. Pugh that he could go ahead with any action that he was getting ready to take?

A I never called him back.

Q You never called him at all.

A No.

Q When did you find out that something had happened to Mr. Scott?

A Probably in late October or very early November.

Q Did Mr. Pugh try to contact you?

A I don't recall that he did. I think not. I don't know. He was in an acting capacity, ma'am, when I talked to him. We were right in the middle of a transition of managers at the terminal, Mr. O'Donnell going out, Mr. Collins coming in, Mr. Pugh acting. When I made the phone call to put the termination of -- what I thought was going to be a termination for just cause of Mr. Scott on hold I talked to Mr. Pugh in his acting capacity and apparently when the decision was made to terminate Mr. Scott by whoever made that decision, Mr. Pugh was basically out of the loop. But I did not return his call. Or I did not have any further contact with him.

Q Who was in the loop by that time?

A Well, probably Mr. Collins.

Q Did you tell Mr. Collins coming back from the meeting in Colorado that he'd better be careful about what documents Mr. Scott had access to?

A I only had, ma'am, as I recall one conversation, possibly two. But I can remember one, Mr. Collins coming into my office and saying I understand that you have put a freeze on terminating Mr. Scott, and I said that's correct. And he said well, can we discuss it? And I says not now, maybe later.

Q When was that conversation?

A Well, probably in -- possibly in early September, ma'am. I don't really recall. He just bounced in.

Q Well, at the time that he came in to see you, it was before -- am I correct in understanding your testimony that it was before the September 25th meeting of the owners?

A That would be my recollection. Mr. Collins was on the management study team for Alyeska which was studying the reorganization and hadn't assumed the responsibility for the terminal, and Mr. O'Donnell was coming into Anchorage. There were a lot of things going on at the time, and I think Mr. Collins may still have been on the organizational review task force but I guess had been designated as the terminal superintendent,

something that like that. I don't know.

Q Well, at the time you said that you couldn't discuss it, you were still planning to go forward with your legal action against Mr. Scott and Mr. Hamel, isn't that correct?

A I believe so, ma'am. Yes.

Q When you came back from Denver, you were not planning on taking legal action against Mr. Scott and Mr. Hamel, were you?

A That was pretty well determined, that the investigation was shut down and that the actions that we had recommended had been -- it had been decided that the company would not pursue those avenues at the request of the owners.

Q Did the owners tell you you couldn't do anything to stop the document leaks?

A I don't think we got into that detail, ma'am, as I recall.

Q Well, as director of security for Alyeska, did you contemplate any actions that you could have taken in regards to stopping the flow of documents out of the facility from Mr. Scott to Mr. Hamel?

A I don't recall. We had done, ma'am, what I felt was a credible job with the undercover investigation and going into it we felt Mr. Scott was a prime investigative

lead. Coming out of it, we were able to prove that and when the owners shut it down, they shut it down and I respect their decision.

Q Did you understand the owners' instructions in shutting down the investigation to mean that you could not do anything at Alyeska to protect the flow of documents out of the flow of the plant?

A I don't think I got that out of it. I think that's pretty broad, ma'am.

Q Did you issue any policy statements, issue any new procedures in terms of dealing with documents for employees?

A Did I personally?

Q Yes.

A I didn't.

Q Did you discuss that with anyone?

A I think that the area of document control comes under a different department. The area of conflict of interest comes in a different department yet. And I believe that there has been some activity along that line but, you know, ma'am, with 1700 employees and another 1000 or so contractors, Xerox machines on every floor or several Xerox machines, we don't search our people going in and out. We rely on a high ability of trust of our employees. We don't run an atomic energy facility or

something like that, so the method that we use to attempt to discover our leaks, I think, was prudent and you've just got to trust your employees.

Q Did you trust Mr. Scott when you came back from the September 25th meeting?

A I didn't trust Mr. Scott going in, I didn't trust him going down, coming back or any time.

Q Do you trust him now?

A Do I trust him now? I would say no.

Q So what action did you take to try to protect the exit of documents?

A I personally didn't take any.

Q Okay. Mr. Wellington, do you believe that when Mr. Hamel or Mr. Scott engaged in their activities, the documents leaking from the plant, going from --

A The stealing of the documents?

Q Yes. From the facility to Mr. Hamel that they were taking some kind of risks?

A Well, I guess in my professional opinion, ma'am, a thief always takes some risks.

Q What kind of risks was Mr. Scott taking?

A I guess I would say the risk of getting caught and the risk of what might happen if a person was caught.

Q What might happen if he was caught?

A I don't know. I don't get involved in

disciplinary action other than my own people.

Q Well, what could have happened?

A I don't know.

Q Under your rules or procedures, as you understand them?

A I don't know.

Q If one of your employees was taking documents off the site, what could happen to them?

A I would discuss it with the appropriate people and a decision would be made.

Q Who is the appropriate people?

A Legal department, human resources.

Q Does human resources and legal make the final decisions on those kind of cases?

A Well, I think the -- actually, I think the final -- well, the decision certainly would start with the department manager, it might even start below that. If a supervisor is having problems with an employee, the supervisor, first line supervisor, would follow through. At some point in time, it's going to reach the department manager's level and from there on, the department manager is probably going to want to discuss it with the appropriate people.

Q But you don't have immediate termination authority. Is that correct?

A Do I?

Q Yes.

A Well, I've never exercised it. I suppose I might try it some time. I haven't had the occasion.

Q Do you have that authority?

A I'd have to look at the approval authority guide. I might try to exercise it if I got to the point where I felt that I needed to. But I also understand that we have a procedure in our company that you have to follow, even though I might be perturbed at the time.

MS. GARDE: Your Honor, I believe I'm done. I'd like to consult with my co-counsel.

JUDGE TURECK: Okay. Any further documents that you want to get in?

MS. GARDE: I do. And let me catch that.

(Continued on the next page.)

JUDGE TURECK: I was talking about Exhibit 47. I don't know if you want to offer that or not.

BY MS. GARDE:

Q Could you turn back in this -- I think it's --

(Pause.)

THE WITNESS: The executive summary?

BY MS. GARDE:

Q Yes. And you received that document, did you not?

A I believe I did, yes.

MS. GARDE: Could I move the exhibit -- may I please move Exhibit 47 into the record.

JUDGE TURECK: Any objection to Exhibit 47?

MR. JORDAN: Forty-seven, no objection.

JUDGE TURECK: It's admitted.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 47.)

MS. GARDE: Exhibit 88 is a one-page agenda of the August 3rd meeting identifying Mr. Wellington as a attendee.

MR. JORDAN: No objection.

JUDGE TURECK: And Exhibit 88 is admitted.

(The document referred to, having been previously marked for identification, was received in evidence as Complainant's Exhibit No. 88.)

MS. GARDE: I have one more housekeeping matter, Your Honor. I was questioning him about a document yesterday which I realize he did not have the complete exhibit. I've discussed that with Counsel, with --

MR. JORDAN: I kind of object to the characterization. He had the complete exhibit as it had been --

MS. GARDE: Yes.

MR. JORDAN: -- furnished in exhibit books. Ms. Garde has later concluded that she wanted to add something to that exhibit, and we do not object to that addition.

MS. GARDE: That's essentially correct, Your Honor. The exhibit as copied from the Court Reporter for these exhibits did not include a document which was part of the exhibit in his deposition. There was a misnumbering, that context -- I would like to make sure that is correct and complete copy of that exhibit.

There's two pages to that document. There is only one in the volumes.

JUDGE TURECK: What exhibit is that?

(Pause.)

MS. GARDE: Twenty-seven, I think.

(Pause.)

MS. GARDE: Twenty-seven.

Could you turn back to --

JUDGE TURECK: Do you have another copy?

(Pause.)

BY MS. GARDE:

Q Do you have Exhibit 27 in front of you, Mr. Wellington?

A I do.

Q Could you identify the document that is in front of you, sir, RS-1857.

A Yes. That's at the bottom? You mean here?

Q Yes.

A Yes.

Q Can you identify that document?

A What do you want to say about it?

Q It's a D-tech report on Mr. Scott, is it not?

A I -- I don't know.

Q Have you ever seen a D-tech report?

A Not that I recall.

Q Have you seen this D-tech report?
A Not that I recall.
Q Were you ever provided a copy of the D-tech report?
A Not that I recall.
Q Let me show you the second page of what was shown to you at your deposition.
MS. GARDE: And ask that it be inserted in the record.
THE WITNESS: In here?
MS. GARDE: Yes.
THE WITNESS: Okay.
BY MS. GARDE:
Q Can you identify that document, sir?
A Well, it's got Mr. Scott's name on it, and it's got number 1856 on it.
Q It's RS-1856.
A Yes.
Q Can you identify what that document is?
A (Pause.) I -- I don't know what it is.
Q It's a credit report on Mr. Scott, is it not?
A If you say so.
Q When was the first time that you were aware that credit checks had been run on suspects or targets of this investigation by Wackenhut?

A I think, ma'am, I said yesterday in my testimony that I wasn't sure. It could have been at the end of the investigation. I know that some of the credit reports that allegedly were done I was not aware of, one in particular I recall until it was brought out at the Congressional hearing.

But -- so it was after they -- number one, I didn't give permission to do them. Number two, I don't recall exactly when I became aware of it, but I would say it was -- if I did become aware of it, it was late in the investigation, and as I recall, I never saw any credit reports. If -- if they were mentioned in the context of the summaries, I don't recall.

Q When you went to Coral Gables for your meetings with Mr. Lund and Mr. Black on the briefings, were you provided copies of all the materials that they had collected to date?

A I don't believe so, ma'am.

Q Do you remember you testified yesterday that they showed you the original of the trash that was on the table?

A Yes.

Q Did they make access that -- did they make access available to you of their investigative records?

A No.

Executive summary, and that's what we -- that's what we went with.

Q The only thing you saw was the executive summary?

A (Pause.) Well, I saw some tapes, you know, with the tapes and --

MS. GARDE: Your Honor, I'll move this exhibit in with a different witness.

JUDGE TURECK: That's fine.

MS. GARDE: Thank you, Mr. Wellington.

THE WITNESS: Thank you very much.

JUDGE TURECK: Mr. Jordan?

(Pause.)

CROSS-EXAMINATION

BY MR. JORDAN:

Q Mr. Wellington, did you have advance knowledge that Wackenhut was obtaining either D-tech reports or any form of credit report with respect to individuals who were involved in the Wackenhut investigation?

A No, I did not.

JUDGE TURECK: Mr. Wellington, what is a D-tech report, if you know?

THE WITNESS: I don't know.

JUDGE TURECK: Okay.

MR. JORDAN: Ms. Garde referred to a D-tech

report in her question.

JUDGE TURECK: Yes, I know she did.

MR. JORDAN: And I know, but I'm not a witness.

BY MR. JORDAN:

Q Mr. Wellington, had Wackenhut come to you and asked for an authorization to conduct some sort of credit check, a retail credit report or something of that kind, in advance of doing so, would you have approved that request?

A No.

Q And why would you not have done so?

A Well, first of all, in looking at the type of investigation that we were conducting, I would see that it would not be anything that would probably provide any information that we were looking at concerning our four main objectives, and that's to get our -- identify the sources, get our documents back, stop credit leaks, and take appropriate legal action. And when you put that in the context of what my original charge was and how the investigation was going to be handled, I don't see how a -- unless they were going to hire somebody, well, then, that's their own business. I don't see how a credit report would tie into those four areas of activity.

Q Now, I believe you testified that you don't recall ever seeing the exhibit that Ms. Garde has showed

you.

A That's correct.

Q Do you recall seeing any other exhibits of a similar kind, similar format, similar nature during the course of the investigation?

A Sir, I think that -- that it would have been -- if I did see them, it would have been at the end of the investigation or possibly at Congress. I don't recall seeing them early on in the investigation. I think I testified to that yesterday.

Q Now, I believe you testified yesterday that at least in some context obtaining credit reports is a valid or legitimate investigative technique?

A Certainly in employment activities it would be.

Q Now, do you obtain credit reports in employment situations in connection with your security duties at Alyeska?

A From time to time but very limited. It's not a routine background investigative tool that we use, but from time to time we probably have. And you were to -- your next question is when's the last time you used it, and I'm going to say I don't know because it's not something routine.

Q Okay. You were asked in connection I think with the third executive summary today about the names of two

individuals. One was Mr. Rotan. I think your response was you couldn't remember who he was.

A I still can't.

Q Okay. You were also asked about -- there's a reference made and you were shown a document that contained the name of Mr. William See, S-e-e?

A Yes.

Q Do you know who Mr. See is?

A He's a pump station technician, I believe.

Q Is he still employed as a pump station technician by Alyeska?

A Yes, he is.

Q To your knowledge, was any form of personnel action taken against Mr. See after the close of the Wackenhut investigation?

A I don't have any knowledge if he's still working. I don't have any knowledge.

Q Yesterday Ms. Garde asked you, as I recall, why it was that you reacted -- characterized it strongly when the name of Congressman Chairman Miller came up in Mr. Hamel's discussions on the tape during the investigation but did not have, the thrust of the question was, a similar reaction when references were made to the Environmental Protection Agency or to Mr. Daniel Lawn, whom you have identified as an employee of the Alaska

Department of Environmental Conservation. Do you recall that question?

A Yes, I recall it.

Q Why was it that you reacted the way you did to the reference to Chairman Miller or Congressman Miller?

A Well, I guess, sir, that I just have a -- or did have -- I guess I still do -- a deep respect for Congress, how they operate, what they do, what they're charged with, what their responsibilities are, their authority, and, you know, I guess in my own mind, sir, I was just able to differentiate between the activities of the United States Congress and its members and state or local officials or people. I guess I put the Congress on a higher pedestal.

Q That was the reason you reacted the way you did?

A Basically, that was it.

(Continued on the next page.)

BY MR. JORDAN:

Q In the discussions yesterday about the taking of documents from Alyeska, which you have referred to as the stealing of documents from Alyeska, in your approach as director of security for the protection of Alyeska's internal information, do you make any distinction between the original of the document which we used to refer to in the old days as the ribbon copy but we hardly ever have ribbons any more and copies made from that original copy?

A I professionally don't draw any distinction.

Q And why is that?

A Well, basically, the document or documents were prepared at Alyeska expense, prepared for the use of Alyeska in its official business and that any unauthorized use or dissemination of those documents without prior approval from an official who had the approval, and if they were surreptitiously removed from the premises of the building or the property, I would consider that to be a theft. I don't care if it's the original or a copy -- probably made off of our copy machine with our paper, too, if the truth was known.

Q Now, when you express concern about the taking of documents from Alyeska, is that a concern about the value of the Xerox paper that the document is on?

A No, I think that probably the paper is

insignificant.

Q Is there something else that is significant?

A The contents of the documents, the content of the document is what is significant in my opinion. I think a company, sir, has a right to expect that their confidential -- their work products are going to remain intact with the people who they were generated for and they're not going to be indiscriminately distributed across the country by anybody that wants to do it. I think that every business has the right to assume that their property is going to be protected. If EPA wants a document, they've got the way to get it. If somebody else wants it, they've got a way to get it. If Mr. Hamel wants it, well, tough. He isn't on our distribution list yet.

Q Let me ask you in connection with that last comment what your attitude is toward whistleblowers. And let me give you a definition of whistleblower for the purpose of this question, since that term is used somewhat loosely. I'm talking about a person who believes in good faith but perhaps wrongly, rightly or wrongly, that Alyeska may be violating some law relating to the environment, to safety or to health, either one of the four laws cited in Mr. Scott's complaint or some other law for the purpose of protecting the environment, safety or health. What is your attitude towards that person's

conveying that information to a government agency, a regulatory agency, someone having authority to deal with the problem?

A I think, sir, if an individual whether he worked for our company or Weyerhauser or whoever he works for or she has attempted to resolve what they consider to be a violation of an EPA regulation or DEC regulation or something else and is basically, I guess, in plain terms, is stonewalled at the company, I have no problem with that individual taking the appropriate course of action to make sure that the appropriate federal agency receives that information. I personally like our environment. I am one of the few people probably here in the room that was born and raised here in Alaska. I have kids here, I have grandkids here. I don't want to see the environment screwed up. I was as much disgusted at the Exxon oil spill as the next person and spent a lot of time on that thing. I have no problem with a person going through the appropriate measures to report. I might find myself someday in that position. I don't know. But I would do it. I would do it to protect Alaska. I put Alaska above everything.

Q I'd like to go back to the subject of your conversation with Mr. Pugh. You testified yesterday about a conversation with him and in response to further

questions this morning indicated that you only had a single conversation with him. Is that correct? About putting a hold on the Scott personnel action.

A Yes.

Q Just what did you say to Mr. Pugh? How much did you tell him about what was going on?

A I didn't tell him anything.

Q Can you kind of try to recreate that conversation? You know, Rob, this is Pat --

A Yes. Basically, I found out that he was the man in charge down there and I called him and I basically said Rob, this is Pat, I understand that -- I said rightly or wrongly, I don't know, but I understand that maybe disciplinary action is in the mill for Mr. Scott and if that is so, I'd appreciate if you would hold that in abeyance.

Q And what was his response?

A He -- as I recall, he said well, is there something else going on or something that I don't know about and I said yes, there is and you're not going to know about it.

Q And did he press you further for information?

A No.

Q And how long was this conversation?

A Three minutes.

Q In dealing with the October 5 memorandum by Wayne Black, Exhibit -- just a second Your Honor.

The one in which Black summarized his conclusions about the Wackenhut investigation --

A Yes, I just read that.

Q -- and indicated that you and Alan Bernstein had received a copy.

A Yes.

Q There was a discussion in there about allegations made by Mr. Hamel about environmental problems, pollution. Do you recall that?

A Yes.

Q Now, I take it that you have had some experience with Mr. Hamel over the years or some familiarity with his mode of operation?

A Basically, sir, through what I've heard at the company, what I've read in the paper, what I've seen on TV, that's my knowledge of Mr. Hamel.

Q Are you aware as to whether he has in the past conveyed to the appropriate authorities or the press allegations of what he believed was improprieties by Alyeska?

A I believe on the one that I recall, sir, was where he made allegations concerning, I believe, a crude oil shipment, that he had received a broker and the water

content in it and he had rattled around Washington, D.C. to try and get somebody to take it up and finally it ended up in the lap of the FBI. They conducted a very in-depth investigation, as I recall, of his allegations and found them to be unfounded and I think as I recall the same allegations were subject to an Alaska Public Service Commission review or somebody on tariffs, I'm not sure, and their rather lengthy document, three, four hundred pages or whatever it turned out to be, basically came to the same conclusion as the FBI that the allegations by Mr. Hamel against the owners and Alyeska were unfounded.

Q One of the questions that Ms. Garde asked you this morning just a short while ago was phrased in terms of taking legal action, lawsuits and so forth against Mr. Hamel and Mr. Scott. Let me just ask you: do you recall whether there was ever any contemplation of taking legal action against Mr. Scott in the form of a lawsuit or emergency detention order or anything of that kind?

A I don't know exactly what you're talking about but I think not. I don't recall.

Q You testified yesterday, as I recall, that there was consideration given to taking that kind of action against Mr. Hamel.

A Oh, okay. I see where you're coming from. As I recall, sir, the emergency order and whether or not we

could get the U.S. Marshall in the District of Virginia to serve a writ on Mr. Hamel out of another federal court was of discussion. Mr. James was working that case. But that was basically and solely directed at Mr. Hamel and not Mr. Scott.

(Continued on the next page.)

Q Mr. Wellington, I'd like to show you what has been marked as Respondent's Exhibit 134.

(Pause.)

BY MR. JORDAN:

Q Would you take a moment and read that document, please?

A (Pause.) Read it.

Q Is that one of the regular reports that you've testified that Mr. Black sent you in double-sealed envelopes in connection with the Wackenhut investigation?

A I believe so, sir.

Q Do you recall seeing a document with this essential content of information in it previously?

A Looks familiar.

Q Do you recall having any further conversation -- any conversation with Mr. Black that dealt with the events that are covered in this memorandum?

A I believe that Mr. Black and I discussed the fact that Mr. Hamel suspected somebody taking his garbage and the fact that he wasn't surprised.

Q Do you recall whether there was any conversation about whether there was more than one outfit taking Mr. Hamel's garbage?

A Well, as I recall -- as I recall, Mr. Hamel I think was kind of paranoid about his garbage collection.

He'd indicated he thought people had taken it before, and I mean before, before we became involved in the investigative activity, and the fact that he had seen somebody take his garbage up at -- I think that was -- and that was about it.

MR. JORDAN: All right.

Well, Your Honor, I would move the admission of RX-134.

JUDGE TURECK: Any objection?

MS. GARDE: No objection.

JUDGE TURECK: It's admitted.

(The document referred to, having been previously marked for identification, was received in evidence as Respondent's Exhibit No. 134.)

MR. JORDAN: And I have nothing further.

And thank you, Mr. Wellington.

JUDGE TURECK: Okay, redirect?

MS. GARDE: I do.

REDIRECT EXAMINATION

BY MS. GARDE:

Q Mr. Wellington, you indicated in your questions and answers with Mr. Jordan that you had a great deal of

respect for the institution of Congress, is that correct?

A Yes.

Q You made a couple remarks yesterday which I let pass but now I feel I have to ask you about, one in regards to someone at -- being drunk at Mr. Hamel's house from Congressman Miller's staff. Do you remember that comment?

A Yes.

Q Is that comment in any way derogatory toward Congress?

A I think it shows a lack of judgment on the part of the individual.

Q Do you know who that individual was?

A Jeff Petrick, as I recall, because that's what Mr. Hamel said.

Q Your testimony regarding your respect for the institution of Congress include a respect for Mr. Petrick and Congressman Miller individually or only for the institution?

A I would say, ma'am, that I would put them all together for -- for the institution, who they represent, what they represent. They probably ought to use better judgment, but that's their problem, not mine.

Q You also made a comment about some -- Congressman Miller writing checks, you didn't care what

they were doing, writing checks. What was that a reference to?

A The fact that several Congressmen apparently including Congressman Miller have been -- it's been alleged that they wrote bad checks at the bank operated by the House of Representatives. I think Mr. Miller allegedly wrote 99.

Q What about Congressman Young?

A Beg your pardon? Oh, 57, if you want to know that one too. Do you want to know any more?

Q No, no, no.

In respecting Congress, do you respect their ability to decide in the passage of laws what's the best for our country as a whole in regard to any particular law?

A I think ma'am, the very foundation of our country is based in our Congress and in our elected officials and our judicial system, and you have to respect the system. You might --

JUDGE TURECK: Especially the judicial system, right?

MS. GARDE: I'm asking him that question next, Judge.

THE WITNESS: Now that you mention that, Judge --

And I think you just have to -- you have to respect -- I think we have the best system in the world. It may not work perfectly, but I don't know of anything that works any better. I was afraid it --

BY MS. GARDE:

Q Do you have an equal degree of respect for the courts' ability to decide and implement the laws that Congress passes?

A Absolutely.

Q Has anybody ever told you what the courts' interpretation of the whistleblower laws are in regards to leaking information, providing information?

A No, ma'am.

Q Do you know that the Congress in passing its environmental laws provided Mr. Hamel, a private citizen, the right to essentially stand in the shoes of the EPA and bring a citizens' action to enforce environmental regulations?

MR. JORDAN: Objection, Your Honor. I think that's a statement on an issue of law by Ms. Garde and not really a question in the common sense of the word.

MS. GARDE: Well, I think that the testimony here has been very clear that Mr. Hamel is outside of their sphere of who may be protected in receiving documents if they concede that, and I think I'm entitled

to find out from this witness if he is aware that Mr. Hamel has that right under law.

JUDGE TURECK: I'll overrule the objection. He can answer it to the best of his knowledge.

THE WITNESS: I think, ma'am, the best way for me to answer this would have been had we proceeded on and legal action taken, I'm sure the courts would have looked at the evidence, looked at how it was handled, and made a decision based on that. And so I don't know whose shoes he's standing in or whose pants he's in or anything else. I just know that the courts would decide it.

MS. GARDE: But that's not what my question was, Mr. Wellington.

BY MS. GARDE:

Q Do you know about the citizens' suit provision in the environmental laws?

A About what?

Q You are aware, are you not, though, that Mr. Hamel has filed citizens' suit actions, pursued citizens' suit actions against Alyeska, are you not?

A I am aware generally, ma'am, that we have some legal actions, I guess, pending with Mr. Hamel. I think Exxon has some or had some. I don't keep up with who's suing who, if you want to know the truth.

Q That's not what I'm asking you. Were you aware

that Mr. Hamel had brought citizen suit actions under the environmental laws against Alyeska to enforce environmental compliance?

A I -- in those exact words I would say I don't know that.

Q Could I ask you -- let me ask you this. Were you aware, Mr. Wellington, that Alyeska brought an action to retrieve Alyeska documents from the Environmental Protection Agency that had been provided by Mr. Hamel?

A (Pause.) Gee. I -- I know I may have been at one time. I -- it doesn't -- he brought a suit against Alyeska to --

Q No. Were you aware that Alyeska --

A Oh, brought suit --

Q -- sued EPA --

A Oh.

Q -- to get back documents it had been given by Mr. Hamel?

A I may have read it. I don't recall, ma'am.

Q Well, do you remember one of the first exhibits I showed you in your deposition in your testimony, sir, was the affidavit of Mr. Ivan Henman?

A I believe I saw something from -- written by Mr. Henman.

Q Do you recall Mr. Henman or any of the lawyers

throughout the context of the 1987-88 time frame asking you if you had conducted any covert surveillance or attempts to identify Alyeska employees in the context of that lawsuit?

A Ma'am, I just don't recall.

Q Would you turn to Exhibit 20 again, please?

A Okay, I have it.

Q You have Exhibit 20?

A Yes. It's the memo from Mr. Iversen to myself?

A Right.

Q Yes.

A It summarizes the investigations that were conducted in trying to identify documents that had left Alyeska. Is that a correct summary?

MR. JORDAN: Objection, Your Honor. I fail to see that this has anything to do with the cross-examination. This is not redirect. It seems to me it's essentially something that didn't get pursued on direct the first time.

MS. GARDE: I'm going to tie it up in a question, if I could just be given a little leeway, sir.

JUDGE TURECK: Very well. I'll overrule the objection.

BY MS. GARDE:

Q What does that document summarize?

A It basically says that -- it says that it has been evident that the past three years that proprietary information from within Alyeska Pipeline Service Company has been provided to members of the press and to adversaries involved in litigation with the company.

Q By May of 1988 how many times had you looked for leaks?

A (Pause.) Well, if this report indicates what we've done prior to that, it would look like -- line 2, 3, 4 -- 4, I guess. Is that what you count?

Q So if Alyeska's representation to the United States Court of Appeals in 1988 was that no search had occurred, that wouldn't be accurate, would it?

MR. JORDAN: Objection, Your Honor. I think it misstates the prior exhibit which was -- the Ivan Henman affidavit was dated, as I recall, January 5th, 1987.

MS. GARDE: And the case was argued to the Court of Appeals in May of 1988 based on the Henman affidavit, which was principally the deciding factor in that decision.

This Witness has testified --

MR. JORDAN: Objection, Your Honor. That's testimony by Ms. Garde. There's nothing in evidence to suggest that. The only exhibit we have is the Henman exhibit, and that was dated January 5th, 1987. Therefore,

comments about what happened in 1988 have nothing to do with that. Mr. Henman is not shown to have executed any further affidavit.

MS. GARDE: Your Honor, this is a reported case. I don't think I need to move reported cases into evidence. I'm trying to establish with this Witness and impeach him on his previous testimony that he has great respect for Congress, now that he has great respect for the courts, when in fact the evidence proves that the Alyeska Pipeline Service Company did not follow the laws of this country in the context of whistleblower rights, that they did not make an accurate representation to the Court of Appeals, and that this Witness knows that.

MR. JORDAN: Objection, Your Honor. This is obviously a grandstand play, but Mr. Wellington has just testified that he has no recollection about the suit Ms. Garde is now referring to against the EPA under FOIA, and now to say that she's going to impeach him by showing somebody else in legal argument in Washington and some other time has done this or that or the other is obviously not proper impeachment.

JUDGE TURECK: Ms. Garde, I'm going to sustain the objection. I think this just goes too far afield.

MS. GARDE: One further question, Mr. Wellington.

BY MS. GARDE:

Q In the March 7th, 1990 memo that Mr. Black provided you in which he summarized whistleblower rights, he said that whistleblowers had a right under federal law to provide information to anyone. Is that in contradiction to your testimony to Mr. Jordan, responding to Mr. Jordan's question that in your opinion it's only appropriate if it goes up the chain of command, fails at that level, and then someone goes and contacts a federal official or state official?

A I think, ma'am, what I was trying to point out there is that I feel an individual should attempt to resolve the problem internally before going outside the company.

Q That's your opinion, isn't it?

A That's just my opinion.

Q If the law is different, would you respect the law?

A Oh, sure.

Q Has anybody ever told you any different?

A Any different what?

Q Any different, that there's anything different in what your opinion is about how whistleblower rights work and what they are?

A I don't think anybody asked me for my opinion.

I'm just giving it to you.

MR. JORDAN: Nothing further, Your Honor.

JUDGE TURECK: Okay. Thank you very much, Mr. Wellington. You can step down.

THE WITNESS: Am I excused or --

JUDGE TURECK: Are you planning on calling Mr. Wellington? He wants to know if he's excused as a witness.

MR. JORDAN: Well, I can't excuse him at this point in time, and I think he should therefore not sit in the courtroom and hear any other testimony.

JUDGE TURECK: Okay.

MR. JORDAN: May or may not?

JUDGE TURECK: All right. Why don't we take a break until about 25 after 11:00.

(Whereupon, a brief recess was taken.)

(Continued on the next page.)

The Miami News
A Cox Newspaper
Friday Afternoon, December 11 1981
62 Pages
FINAL
Home Edition

Reno suspends 2 investigators

HEATHER DEWAR
Miami News Reporter

Two investigators for the Dade State Attorney's Office have been suspended with pay while a special prosecutor investigates allegations they illegally pressured witnesses in order to make a police brutality case against five Sweetwater police officers.

Dade State Attorney Janet Reno said yesterday that she has asked Gov. Bob Graham to appoint a special prosecutor to look into charges that two of her investigators, Wayne Black and O.B. (Skip) Bosworth, pressured witnesses into testifying against the Sweetwater officers, conducted an illegal wiretap, told witnesses they could get rich if they agreed to testify and illegally acted as lawyers for the witnesses.

Bosworth and Black were suspended at 5 p.m. yesterday, Chief Investigator Ray Havens said today. They will remain suspended "until we conclude the investigations into the allegations against them," Havens said.

"We've done the same thing any other police agency would do in this situation," Havens said. "It's standard procedure that when allegations like this are made, the officers involved are suspended until the allegations are investigated."

Black and Bosworth will continue drawing their pay — both earn $28,600 a year. Black, 32, has been an investigator for the State Attorney's Office for three years. Bosworth, 35, has been with the office for five years.

Havens said they are the first State Attorney's Office investigators ever suspended in an investigation of their actions in connection with a case. Havens said he once suspended an investigor for unexcused absences.

Reno said she planned to meet today with Dade Circuit Court Judge Arthur Snyder, the presiding judge in the case, to decide whether any of the charges against the five officers should be dropped because of the allegations against the investigators.

One charge against Sweetwater Sgt. Ray Toledo, Sgt. Robert Aruna, and former officers Paul DeRibas and Manuel I.L. ~~io~~ has been reduced from a felony to a misdemeanor because investigators misinformed a prosecutor. The four now are charged with false imprisonment and battery. Reserve officer Ron Mitro is charged with false imprisonment and official misconduct.

All the charges stem from the same incident in which patrons of a SW 8th Street bar claim they were falsely arrested and beaten by the Sweetwater policemen.

Reno said an aggravated battery charge was reduced to battery because Black and Bosworth "led an assistant state attorney to believe there was a permanent injury" to a witness, when in fact the man merely suffered a sore thumb.

A decision on what other charges against the officers might be dropped or reduced "will depend on what evidence is produced by the investigation," Reno said.

Reno said Chief Assistant State Attorney Steve Rosin will continue the internal investigation he began four days ago.

Defense lawyers for the five policemen have said they will ask Snyder to dismiss the charges against their clients because of "prosecutorial misconduct."

So have lawyers for Sweetwater officers Manuel Pardo, Robert Vidal and DeRibas, charged in an unrelated incident that was also investigated by Bosworth and Black. The attorneys have accused the investigators of conducting a "vendetta" against the Sweetwater Police Department.

In a court document filed yesterday, DeRibas' attorney claims there is evidence that Black and Bosworth violated Florida laws and their code of ethics:

✓ Black and Bosworth told bar patrons Harold McCloy, Steven Tatum and Gerald Collenberger they could become rich by suing the Sweetwater officers, according to one of the men. During a hearing last week, McCloy claimed the investigators told him, "You help us and we'll help you. You can end up being a rich man."

Attorney Michael Zelman claims McCloy's testimony is evidence the investigators violated a Florida law that prohibits anyone from persuading another person to file a lawsuit and another law that prohibits anyone from offering money or favors for the filing of a lawsuit. Both crimes are misdemeanors punishable by up to a year in prison or a $1,000 fine.

✓ Black and Bosworth allowed another investigator to pose as a Sweetwater officer's girlfriend and secretly tape-record a conversation with DeRibas. Because DeRibas had already been charged in the other brutality case, Zelman claims it was a violation of the investigators' code of ethics to interrogate him without first informing his lawyer.

✓ Black advised McCloy to plead "not guilty" to the charges filed against him and filed a written not guilty plea on his behalf. Zelman claims that by doing that, Black was practicing law without a license, another misdemeanor.

Rosin's investigation concluded that Black did file the written plea, according to a brief report the prosecutor gave the judge yesterday. But Reno said that doesn't mean she has conceded that Black practiced law without a license.

"The only thing I'm conceding is that there have been allegations made against members of the staff which warrant the appointment of a special prosecutor," she said.

At a hearing yesterday, Judge Snyder found Bosworth and state witness Douglas Proctor not guilty of contempt of court, despite the fact that they removed court files from the Metro Justice Building in violation of the judge's order.

Proctor, a former Sweetwater policeman who agreed to testify against the other officers, told the judge he didn't know he was doing anything wrong when he took a copy of his own confidential internal affairs file from the building.

The confidential file, prepared by the Miami Police Department when Proctor applied for a job there, contains "potentially damaging information" about Proctor's past, the judge said. But he concluded the file had not been tampered with.

EXHIBIT 4

Miami News
January 16, 1982

Prosecutor says investigators fouled up Sweetwater case

Police brutality charges dropped

JAN 16 1982

HEATHER DEWAR
Miami News Reporter

Charges against five Sweetwater policemen accused of brutality in a barroom brawl cannot be proved in court because witnesses don't want to testify and the Dade State Attorney's investigators fouled up the case, a special prosecutor has decided.

Palm Beach County Assistant State Attorney Michael Gersten, appointed by Gov. Bob Graham to handle the case after the officers' defense lawyers charged investigators Wayne Black and O.B. (Skip) Black with misconduct, dropped all charges against the officers yesterday.

In court documents filed yesterday, Gersten concluded that "a review of the allegations against the investigators has failed to establish evidence to sustain criminal charges. It does appear, however, that their actions were not in accord with accepted investigatory practices and policies . . . The elimination of evidence obtained by the State Attorney's Office investigators would all but rule out the successful prosecution of any of the counts."

Sweetwater police Sgt. Ray Toledo, Sgt. Robert Acuna and former officers Paul DeRibas and Manuel Llano were charged by Dade prosecutors with aggravated battery and false imprisonment. Reserve officer Ronald Mitro was charged with false imprisonment and official misconduct.

> *"There are 200 of these bar fights a year in Dade County"*
>
> — Chief Charles Toledo

The charges all arose from an August 1978 brawl at the Bil-Mar Lounge.

"Words were exchanged . . . and arrests were made during which blows were apparently exchanged," Gersten concluded, but at least one of the bar patrons "conceded that he was intoxicated . . . and has no recollection of much of what occurred."

Gersten said bar patrons Harold McCloy and Gerald Collenberger never wanted to prosecute the Sweetwater officers. One bar patron still wants to prosecute the officers, he said, but the investigators' tactics would make most of the evidence inadmissible.

Lawyers for the officers charged that Black and Bosworth pressured the three men into testifying, promised they could make money in a civil lawsuit against the officers if they cooperated in the criminal case, and offered them legal help.

Black and Bosworth have been suspended with pay while Dade Chief Assistant State Attorney Steve Rosin conducts an internal investigation of their actions. Black, Bosworth and Rosin were not available for comment yesterday.

Sweetwater police chief Charles Toledo, whose brother Ray was among those charged, said he was "elated" when he learned the charges were dropped.

"There are 200 of these bar fights a year in Dade County — they happen every Friday night," Toledo said.

"It's embarrassing that a state attorney from another jurisdiction had to come down here and sift through all the politics and personality conflicts to get at justice," he said. "But we all expected this. We knew the charges were unjustified from the beginning."

All of the Sweetwater officers except Paul DeRibas were temporarily suspended during the investigation but have since been re-instated by the city council. Toledo said DeRibas resigned before his arrest for personal reasons. The other officers are back on patrol or working in the detective bureau, Toledo said.

Two other Sweetwater officers, Manuel Pardo and Ricardo Vidal, still face charges of battery, false imprisonment and official misconduct in unrelated incidents.

"The decision has been made to go ahead and prosecute those cases," said Barry Krisher, chief assistant state attorney for Palm Beach County. "The evidence in that case is not affected by the problems in the other case."

Toledo said Pardo will remain in the detective bureau and Vidal on street patrol until they have been tried. Dade Circuit Court Judge Arthur Snyder is expected to set their trial date in a hearing Monday.

9h9

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MEMORANDUM

TO File - TAPS

DATE January 7, 1991

FILE NO: 18970.50899

FROM: Dorothy Y. Kirkley - ATL

COPIES TO:

SUBJECT: Interview with Wayne Black

On November 6, 1990, Joel McIntyre and I met with Wayne Black at the offices of Wackenhut Corporation, 1550 San Remo Drive, Coral Gables, Florida. We concluded our interview with Black on November 7. The following is my summary of my recollection of the interview with Black and my mental impressions, conclusions, opinions and legal theories based on our interview.

McIntyre advised Black that we represented the TAPS Owners Committee in connection with a review of the investigation which Wackenhut had conducted of leaks at Alyeska. The purpose of our interview was to get information so that we may give legal advice to the TAPS Owners. McIntyre explained that we would feel free to discuss whatever Black told us with our clients. Of course, all matters related to the Alyeska investigation should be considered highly confidential.

Black is in his early 40's and makes a decent but not outstanding first impression. I noted in reviewing some of his reports that his grammar and editing are not

EXHIBIT 5

good. He would make a good enough witness but was not quite as convincing as I had expected for someone in his position and with his years of experience.

Black has strictly a law enforcement and private security background. He worked with Ohio law enforcement until about 1974 when he joined the Metro-Dade County Police. He worked public corruption cases there and was then assigned to a strike force with DEA and the State's Attorneys Office. In that office he served as a supervisor and worked on a number of cases involving narcotics sales to police officers. He appears reasonably knowledgeable about proper police techniques but seemed to lack any sophistication about the impact which such techniques might have when used in a private sector case such as the Alyeska investigation with which we are concerned.

In 1982, Black left law enforcement to form his own company which was a private security business principally involved in risk assessment and tracing assets of financial institutions. In 1989, his company was purchased by Wackenhut.

Since joining Wackenhut Black has been Director of the Special Investigations Unit. This is a new division

for Wackenhut which is outside the scope of its traditional functions. Black now supervises 140 people. In addition to working for financial institutions, his unit handles kidnapping and recovery of U.S. and foreign citizens. He describes his unit as focusing on the high end of investigations. As we learned from him (and Rick Lund) Black is familiar with and utilizes sophisticated electronic surveillance techniques. Black's company was acquired in October of 1989 and he was assigned to the Alyeska project in early 1990 so this was one of his first assignments. It appeared that Alyeska is a very important client for Wackenhut because another division of Wackenhut provides the security for the pipeline.

Wackenhut was retained in this matter following a discussion of the situation between Wellington and Bernstein. Bernstein is Vice President of Wackenhut and the principal Wackenhut contact with Alyeska. Wellington met with Black to discuss the leaks which Alyeska had been experiencing for several years. At the beginning of the assignment, the focus of the investigation was on leaks of technical information. Because of the kind of information which was being leaked, Alyeska had focused on an employee, Robert Scott, as a potential source of

the leaks. However, Wackenhut's assignment was to find all sources of the leaks. Chuck Hamel was identified from the beginning as being one possible source to whom Scott was leaking the information. Wellington provided background material to Black describing the nature of the leaks and some of the in-house investigation which he had conducted concerning them. One reason for focusing on Hamel was that in 1989 Alaska authorities impounded a stolen car which contained Alyeska documents sent to Hamel from the Environmental Protection Agency. An inquiry to the EPA showed that Hamel had sent these documents to the EPA which returned them to him. Black told us that initially the investigation had focused only on Scott as a source of the leaks but other facts which we developed led us to the conclusion that Hamel was identified very early as well.

McIntyre asked Black to describe the scope of the engagement between Alyeska and Wackenhut in this matter. Black first referred us to the engagement letter in the file. (Our later review showed this to be very cursory and did not provide the details which we were seeking). Further questioning of Black disclosed that his assignment was limited at first to finding the source of

the leaks. He assumed from the beginning that the matter would end up in litigation and said that he was particularly careful to do everything both legally and tactically so that a strong case could ultimately be presented in court. (Black said he had a lot of experience testifying against police officers in narcotics cases.) For example, Black said that he did not obtain a Florida corporate charter for the Ecolit operation because that would have involved making a false statement to a public agency. In our opinion, Black was sincere in his statements that he wanted to conduct a completely legal investigation.

Black decided that Wackenhut should establish an undercover identity for a company which would appear to be involved in environmental litigation. Black created Ecolit and established a small Miami office for the firm. Wellington knew that Black was going to establish Ecolit but had no role in its establishment or operation.

Wellington knew of a conference for environmentalists to be held in Alaska on March 24. He believed this would be an opportunity for Ecolit to meet some of the environmentalists who were particularly involved in Alaska matters. At one point, it was our

impression that Black stated Ecolit had originally been created solely for the purpose of getting one of Wackenhut's employees into that conference. However, as our investigation progressed, it appeared to us that Ecolit had other purposes as well. For the conference assignment, Black chose Ricky Jacobson who was a new Wackenhut employee with a real estate rather than law enforcement background. During that trip, Jacobson attended the conference while Black and Rick Lund met with Wellington. One evening Wellington identified Hamel to the investigators.

Fortuitously, on the flight home from Alaska, Jacobson sat with Hamel who was very talkative and immediately revealed to her a number of interesting facts which in my opinion caused the investigation to focus more intently on Hamel. Most significantly, Hamel told Jacobson that he was reading Alyeska's mail. Hamel also told Jacobson that two people had died in connection with his work against the oil companies. Jacobson reported to Black that Hamel questioned her a lot about Ecolit but she followed her instructions and said she was new with Ecolit, thought it was funded by a foundation and that it did environmental research. She gave Hamel the phone

number for the undercover phone which was being used by the Ecolit Miami office.

The initial plan had been to send Ecolit representatives to Valdez after the conference to try to establish contact with Scott and potentially other sources. If contact had been established with Scott, investigators were going to attempt to buy Alyeska information from him. The week of April 1, Lund and Crep went to Valdez to implement this strategy. For this purpose, they left Ecolit flyers on the windshields on a number of cars, including Scott's. They held interviews with persons responding to the flyers but did not meet Scott and did not learn anything particularly helpful to the investigation during this process. However, immediately after Scott received an Ecolit brochure, Hamel called the undercover phone number for the first time and commented on Ecolit's operation in Valdez and how clever they were to get the pamphlets on the cars of employees inside the terminal. It is our opinion that the significance of this is that they would have breached the security system established by Wackenhut's other division. It appeared to me that there was a difference of recollection by Black and Lund. I understood Black to

say absolutely that all of the cars were outside the secured area. However, Lund told us that they did get access to Scott's car which was inside the secured area.

Black returned Hamel's phone call on April 6. Black told us that initially it was not his plan to be the undercover operative because ordinarily he manages the investigations rather than participates at this level. However, he said the person who he planned to assign, Gary Crep, became unavailable so that was the principle reason that Wayne Black became Wayne Jenkins.

The next event which Black recalled was his meeting on May 16 with Hamel in Virginia. (It was our impression that there was a May 9 meeting where Black was first introduced to Hamel by Jacobson that we did not discuss with him.) In the May 16 meeting for the first time, according to Black, Hamel discussed his involvement with Congressman Miller, the No. 2 ranking Democratic on the House Interior Committee in substantial depth. Hamel indicated that he provided information to Miller relevant to Alyeska and the oil companies and that he cooperated with Miller's investigations. In this meeting also, Hamel advised that he had heard that he was being investigated. In reviewing the memos prepared by Lund

and Black with respect to this conversation, I formed the opinion that Lund's recollection is a lot more specific because he states that the general counsel of Exxon told Hamel's lawyer he was being taped by mid-level security people. Black's memo does not state this but Black told us that he, too, recalls Hamel's making this statement. Black also saw the Alyeska legal documents which Hamel had described as "stolen."

Immediately after his return to Miami on May 17, Black determined to seek legal advice from Bill Richey. Prior to May 17, 1990, no in-house lawyer or outside firm had advised Wackenhut with respect to the legality of its investigation or particular investigative techniques. Black initially said that the reason for talking to Richey was because Hamel showed Black documents stolen from the Alyeska legal department. However, later in the interview, he said the reason was because Congressman Miller had been so prominently mentioned by Hamel in the May 16 meeting. It is my impression that the latter is more consistent with the records since Richey's advice letter of May 22 analyzes the issue of focusing the undercover investigation on Congressman Miller and recommends against that. At Black's suggestion, Alyeska

retained Bill Richey as legal counsel on May 17, 1990. Black said at some later point during our interview that he started tape recording and video recording Hamel because Richey recommended that all contacts with Hamel be recorded from that point forward.

On May 23, Black met with Wellington, Bernstein and Iverson in San Francisco. This was a previously scheduled general status meeting to present the first executive summary of the investigation and to decide future strategy. Black believes the meeting lasted approximately 2 to 3 hours. Black stated that even prior to the May 23 meeting he sent Wellington contemporaneous copies of all memos prepared by Black and his investigators. Also, Black's time records indicate numerous phone calls to Wellington for the purpose of updating Wellington on the investigation. Apparently, one of the issues discussed at the meeting was what to do about Hamel's environmental allegations. As a result of discussions between Alyeska and Wackenhut, a memo of understanding was later prepared concerning Hamel's environmental allegations.

Most of the contacts with Hamel during this period were by phone. However, on June 21, Black met with Hamel

at the Crystal City Marriott in a meeting which was video taped. It is my understanding that this is the first videotaping of a conversation with Hamel.

It is my impression that there was a significant meeting at the Wackenhut offices on August 3 in Miami that was attended by Black, Lund, Wellington, Iverson, Richey and Goodman. Alan Bernstein also joined them briefly. This meeting had been set up for some period of time and was preceded by an August 1 meeting between Black, Richey and Goodman to get ready for the August 3 meeting. Because of Hamel's revelation about stolen legal documents, the focus of the meeting and Wackenhut's recommended strategy was on how to substantiate the theft and discover the source of the leak. Consistent with recommendations made by Wackenhut, the group decided to open the Virginia undercover office. It was to be principally staffed by Sherry Rich, a new employee of Wackenhut whom Black had hired shortly before August 10. Another idea proposed by Wackenhut was to terminate Scott and record Hamel's reaction. Alyeska was not ready to make this decision. Black believes there were causes for Scott's termination other than the leaking of documents.

From August 8 through August 17, Black and those working for him organized the Virginia office. At that point in time, Ecolit Virginia had no bank account so Black gave the lessor his check which had his real name and the Wackenhut office address in Miami printed on the front. Black stated that this is the only activity during the investigation which might cause the investigation to be traceable to Wackenhut by someone like Hamel. (Black had said earlier that the FBI could discover Wackenhut's identity very quickly.)

On August 18 and 19, there were several meetings and conversations recorded for which we have copies of tapes. Similarly, on August 23, there was a lengthy meeting requiring two tapes. On August 24, Sherry Rich delivered a check to Hamel for $2,000 at his house which he asked be marked "for expenses." Black later gave $2,000 additional dollars to Hamel which was at Hamel's request. Other than this incident, Hamel was very reluctant to take money and would not do so at the Ecolit office. McIntyre asked Black what his opinion was about Hamel's reluctance to take money and Black said that he was simply too proud to take money. On August 30, Black met with Hamel for the last time.

During much of September, Black was on his honeymoon and there was no significant activity planned until a second major strategy meeting on September 20 in Wackenhut's offices attended by the same people listed for the August 3 meeting except Iverson. At that time, the third executive summary with its recommendations for further action was delivered to the group. Black said that prior to the September 20 meeting he believed that the strategy was to prepare a case for criminal prosecution of Hamel for theft of the legal documents.

At the meeting the lawyers discussed issues of legal strategy and jurisdiction. The group also looked at portions of various tapes of Hamel which was the first time that they had been seen outside of Wackenhut. Black believes that Richey had seen one tape prior to the meeting. Black recalls that Richey's viewing of the tapes appeared to make him change his opinion of how quickly the matter ought to be pursued. Richey pushed for the transcripts to be completed as quickly as possible and said that the portions of the tape relating to Miller caused him to want to make a closer analysis of the matter. Also, Wellington advised that he was going to be briefing the owners the next week. At some point,

while Alan Bernstein was briefly in the meeting, Bernstein commented that he believed the Owners might say to shut down the operation. Black said he believed that Bernstein made these comments as a business man. The instructions to Black that came out of the meeting were to get the transcripts to the lawyers immediately and to obtain more legal documents. Black does not believe that Hamel had additional legal documents.

On September 25, Black was in Virginia for a pre-arranged meeting with Hamel. On the same day, Wellington was meeting with representatives of the owners at which time the owners decided that the investigation should be stopped immediately. Wellington called Black with these instructions and Black cancelled his meeting with Hamel. Black said that Wellington reported that it sounded like the owners were very mad but that he was not privy to the details since he had not been in all of the meeting with them. Black understood his instructions to be to cease taping immediately and to get out of the investigation as expeditiously as possible. He interpreted this to mean that he should try to disengage from Hamel as credibly as possible without raising Hamel's suspicions any more than necessary. Black immediately instructed Lund to

disconnect all electronic surveillance equipment which was done. It is my opinion that Black followed Wellington's instructions with respect to cessation of operations.

Wackenhut did keep Sherri Rich, the office manager for the undercover office, in Virginia for an additional month to keep up appearances. During this time, Hamel called Rich approximately twice during the first two to three weeks. During the last week she was in Virginia, however, Rich says that Hamel called every day. Black describes Hamel as being appropriately angry about Ecolit's cessation of activity. Hamel reports that he has gotten third parties interested in Ecolit and that its inactivity has caused him embarrassment with those to whom he has spoken. Among other things, Hamel says that there is now a grand jury investigation going on in Los Angeles that involves one of Hamel's sources who was watching some dumping and got picked up by law enforcement authorities. This source, according to Hamel, told the authorities that he was working for Hamel and Ecolit in observing the dumping. The New Hampshire Supreme Court called Lund to ask about the software. Lund returned the call which was answered "New Hampshire

Supreme Court." (It is our impression that the supposed interest of the New Hampshire Supreme Court in obtaining the MITI software or using Ecolit for research was unusual.) Black says that the plan is to keep on winding matters down with Hamel by telling him that the foundation lost its funding and that Black, Dr. Wayne Jenkins, now has new employment.

Black said that he believed that obtaining the toll records was legal and that he had a legal opinion to this effect from a prior investigation. He stated that the records were purchased from a "commercial source" and were not obtained by any electronic interception or other illegal means. (I concluded in reviewing the toll records that some pages of them have a legend on it that stated "AT&T Proprietary.") Additionally, Black noted that at some point in the investigation, he was no longer able to obtain telephone records for Hamel, because he had changed long distance carriers. (I also concluded in reviewing expense records, that Rick Lund has entries showing payment for toll records but the receipts were kept inside of envelopes which were taped shut.) After getting Hamel's phone records for several months, Lund then obtained subscriber information on persons to whom

Hamel made phone calls and he prepared several different analyses of this information. Among other things, that analysis identified Lois Simpson as a person who called a number in common with one that Hamel called and who therefore should be investigated as a potential leak of the legal documents. The records also showed that Scott made phone calls to Hamel.

Kathy Hamel, Hamel's wife, complained that his phone bills ran approximately $2,500 per month.

Based upon the impressions we had formed during our interviews, we explored Hamel's potential knowledge of the existence of the undercover investigation with Black several times. It appeared to us that Hamel made several moves that indicated that he knew he was being investigated including (1) saying that he had been so advised by his lawyer who had been told by the Exxon general counsel; (2) observing that his trash was being taken; and (3) changing his long-distance company apparently as a result of his belief that his phone records had been taken from his trash. Black also commented that he thought it would be very hard to conduct a successful physical surveillance of Hamel because Hamel seemed to have eyes in the back of his

head. Black was unshakable in his view that Hamel did not in fact suspect that Ecolit was an Alyeska operation. He said he thought there was a 0 - 1% chance that Hamel suspected him. He stated that he and Lund were constantly aware that Hamel might know or suspect the investigation and therefore that they took precautions to avoid disclosure. It is my impression from our interview with Black that he has a lot of professional pride in his position that Hamel was unable to detect the investigation or to operate successfully any reverse undercover activity. However, this possibility should continue to be analyzed because in my opinion there is a higher degree of likelihood of its existence than Black assesses.

Black describes Wellington as having been closely involved in the investigation and informed of each step. In addition to the written communications with Wellington which we have been provided, Black's notes record numerous phone conversations with Wellington during the investigation. Black said that Wellington had an active role in obtaining information on the Alyeska phone numbers so that these could be cross-checked with phone calls made by Black. Also, Wellington was to have

handled any investigation that was done at Alyeska itself to discover leaks within the law department. According to Black, he does not think that very much was done on this aspect of the investigation. They did plant one phony document in the law department to see if there was a leak but there was not. Black never talked to Trotter except at the meetings which were referred to earlier on August 3 and September 20. It was Black's understanding from Wellington that Wellington generally briefed Hermiller but Black did not think he had provided Hermiller with any documents. Black had no knowledge that the TAPS Owners had any information. Given the nature of the investigation and particularly leaks from the legal department, it was, of course, Black's strong recommendation that the number of Alyeska and oil company employees with knowledge of the investigation be as limited as possible.

It was Black's intention to operate a completely legal investigation. He is not concerned about the legality of any investigative techniques used and believed they were sound. His only tactical concern is that he wishes that recording had begun sooner. In my opinion, he is honest in stating his intention to act

PAUL, HASTINGS, JANOFSKY & WALKER

TO: File - TAPS
Wayne Black Interview
January 7, 1991
Page 20

within the bounds of the law and does believe that all of his conduct was in fact legal.

Dorothy Y. Kirkley
for Paul, Hastings, Janofsky
& Walker

DYK/leg

Alyeska pipeline
SERVICE COMPANY

To Wayne Black

From J.P. "Pat" Wellington

Date 2/23/90

This guy is Top of our List as Possible Leak.

Pat

EXHIBIT 6

Alyeska pipeline SERVICE COMPANY

BADGE REQUEST/AUTHORI

NAME (Last, First, Middle) SCOTT ROBERT K.		DATE 6/16/83
EMPLOYEE No. 132340.	WORK LOCATION	DATE OF BIRTH [redacted]
MEDICAL ALERT [redacted]	JOB TITLE TERM. TECH.	
HOME ADDRESS (Mail) [redacted]		PHONE No. [redacted]
EMERGENCY STREET ADDRESS (If different from above) [redacted]		PHONE No. [redacted]
I ACKNOWLEDGE RECEIPT OF THE RULES & REGULATIONS" BOOK SIGNATURE [redacted]		



AUTHORIZATION

EMPLOYED BY
- ☒ ALYESKA PIPELINE
- ☐ CONTRACTOR
- ☐ GOVERNMENTAL AGENCY
- ☐ OTHER: _____

FIRM NAME _____

AUTHORIZED BY
- ☐ EMPLOYEE RELATIONS
- ☐ DIST./TERMINAL SUPT.
- ☐ DEPT. MANAGER
- ☐ PRESIDENT/VICE PRES.

REMARKS/COMMENTS

LOCATION
- ☐ ANCHORAGE & FAIRBANKS
- ☐ ALL
- ☐ TERMINAL
- ☐ PUMP STATIONS/LI
- ☐ OTHER _____

PREVIOUS BADGE TURNED IN ☐ YES DATE: _____ ☒ NO

AUTHORIZED SIGNATURE

DATE

3204 (3/83)

FORWARD TO ANCHORAGE ALYESKA S



ERBAL HI-LITE ___
ERBAL ONLY ___
'RITTEN ___
'AX ___
EPORT ON ___

M.C.A.

DATE 3/27/90
SALESMAN ___
FREE ___ CHARGE 30.00

D-TEC
RICK

Corp: Robert Scott
:/b/a ___
dd: ___
___
el: [redacted]

CLIENT
Name Lockehart
Add: Case # 427
Tel:
Contact: RICK

SUB / DIV / BRANCH / of: ___
Tele: ___
Other Branches: ___
Af
Sul [redacted]
Di
Bu
NW
Cor
Tre
Rec

[redacted]

YEARS
1 3 5
1 3 5
1 3 5

Operation: Partnership ___ Proprietorship ___
Previous Co. Name: ___

___	D P SLO	10 30 45 60 90 120	N 1 3 5
___	D P SLO	10 30 45 60 90 120	N 1 3 5
___	D P SLO	10 30 45 60 90 120	N 1 3 5

BANK "A"
Phone ___ Acct ___
Std ___ L Md H 2 3 4 5 6 7 8 9 checking
Rated: Satis. Good Excellent account(s)
Loan Ext: ___ to Low Med High
3 4 5 6 7 8 9 short/long terms
secured ___ unsecured ___/___ mos @ ___/mon.
by: equip. A/R R/E Inv. veh. Other ___
Rated: Satis. Good Excellent account(s)

BANK "B"
Phone ___ Acct ___
Std ___ L Md H 2 3 4 5 6 7 8 9 checking
Rated: Satis. Good Excellent account(s)
Loan Ext: ___ to Low Med High
3 4 5 6 7 8 9 short/long terms
secured ___ unsecured ___/___ mos @ ___/mon.

CASH Own Option / Supplier Request # ___
COD Own Option / Supplier Request # ___
Comment on Trade: ___

PRESIDENT: ___

VICE PRES: ___

SCOTT,ROBERT,K [redacted] FN-303
B [redacted] VALDEZ,AK,99686
SSS-[redacted]

[redacted]

***** PUBLIC RECORDS OR OTHER INFORMATION *****

[redacted]

****

INQS-[redacted]

FIRM/ID CODE RPTD OPND H/C TRM BAL P/D CS MR ECOA ACCOUNT NUMBER

[redacted]

143 CBI-CNC 14335 NE 24TH STE 120 BELLEVUE WA 98007 800/228-3692

SCOTT,BOB,K SINCE [redacted] FAD [redacted] FN-410

[redacted]

INQS-A[redacted]

FIRM/ID CODE RPTD OPND H/C TRM BAL P/D CS MR ECOA ACCOUNT NUMBER

[redacted]

ENVIRONMENT

Alaska: How Clean Is Clean?

Can anyone force Exxon to completely clean up the damage its 11 million-gallon oil spill caused in Alaska? State and federal officials were angrily pondering that last week after a leaked Exxon memo stated that the company would soon halt its efforts for the winter—and possibly forever. "Our only commitment for the spring of 1990 is to survey the shorelines," the memo said. "These are not negotiable points."

Exxon had promised Alaskans it would stay until the job was done. To date, it has treated less than half of the hundreds of miles of sullied beaches. "The problem is that nobody has any authority over Exxon," said Gov. Steve Cowper. The Clean Water Act of 1972 only requires an oil spiller to pay for the mess it made; the company can legally walk away from the cleanup any time, leaving the government to finish and recoup its costs in the courts. Exxon now thinks the total tab could be $1.3 billion—10 times higher than first projections. "They think it will be cheaper to go to their lawyers than to go back to the beaches," charged Rep. George Miller of California, who called for hearings on the memo.

Ultimately, it is up to the U.S. Coast Guard to decide when the cleanup is complete and, amid the uproar, Exxon president Lee Raymond said the company would abide by its findings. Coast Guard officials won't make that call for months. Exxon's Otto Harrison, who wrote the memo, insisted that the same harsh winds and waves that make winter operations impossible will have washed away much of the oil by spring. Nature may well be Alaska's best hope—but it could take decades before the beaches can be called "clean."

EXHIBIT 7

CONFIDENTIAL

Alyeska pipeline

February 22, 1990

Mr. Donald L. Evans
President
American Guard and Alert, Inc.
1413 Hyder Street
Anchorage, AK 99501

Dear Mr. Evans:

This is your authorization to enter into a third party agreement on behalf of Alyeska Corporate Security for The Wackenhut Corporation to perform specialized investigative services as requested by the Manager of Corporate Security.

The billings for special investigative services should be forwarded to your office in Anchorage and included in the TAPS/3105 monthly billing to Alyeska.

Each invoice from The Wackenhut Corporation for specialized investigative services submitted on the monthly billing should have a copy of this approval letter attached so prompt payment can be made.

Should you have any questions concerning this, please call me.

Sincerely yours,

James P. Wellington
Manager, Corporate Security

EXHIBIT 8

WACKENHUT

INTEROFFICE
INTERCOMPANY

RECEIVED MAY 5 1990

BILLING

TO Donald L. Evans

FROM Wayne B. Black

SUBJECT Special Project #427

DATE 04-04-90

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

SERVICES RENDERED

Investigative Services	$14,058.75
Expenses	6,985.96
Total	$21,044.71

OFFICE REQUESTING SERVICE

APPROVED DATE

OFFICE PERFORMING SERVICE

APPROVED DATE

W 93
74284 2 94

OFFICE PERFORMING SERVICE COPY

F2R444504

EXHIBIT 9

Woodbury BUSINESS SYSTEMS INC BROWARD (305) 370-2705 OR DADE (305) 940-6999

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

	CO #	BRANCH LOC	SERV.
TO: DONALD L. EVANS	A 0 17	A I N I C	9 17
FROM: WAYNE B. BLACK - SID	A 0 1	S P I	3 5

SUBJECT: PROJECT #427

DATE: 5/16/90

SERVICES RENDERED

FEES (4925):	Investigative Services	$17,833.25
EXPENSES (4927)		7,933.29
	TOTAL	$25,766.54

OFFICE REQUESTING SERVICE
APPROVED 5/16/90 DATE

OFFICE PERFORMING SERVICE
APPROVED 5/16/90 DATE

FOR ACCOUNTING USE

DR/CR	COMP	ACCT	BCH-LC-SVC	SOURCE	EFF DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

W-93
74284 8/89

F2R444522

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

	CO #	BRANCH LOC	SERV
TO: DONALD L. EVANS	A01	ANC	97
FROM: WAYNE B. BLACK - SID	A011	SIP	3 5

SUBJECT: PROJECT #427

DATE: 6/6/90

SERVICES RENDERED

FEES (4025):	INVESTIGATIVE SERVICES	$15,551.25
EXPENSES (4027):		6,935.37
	TOTAL	$22,486.62

OFFICE REQUESTING SERVICE
APPROVED DATE

OFFICE PERFORMING SERVICE
APPROVED DATE 6/6/90

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

W-93
74284-6-1-89

OFFICE REQUESTING SERVICE COPY

F2R444513

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

	CO #	BRANCH LOC.	SERV
TO: Don Evans	A		
FROM: Wayne B. Black/SID	A	011	SIP 01135

SUBJECT: Project #427

DATE: July 12, 1990

SERVICES RENDERED

FEES (4925):	Investigative Services	$7,129.00
EXPENSES (4927):		$9,803.79
	TOTAL	$16,932.79 ✓

OFFICE REQUESTING SERVICE
APPROVED — DATE: 19 Jul 90

OFFICE PERFORMING SERVICE
APPROVED — DATE: 7-16-90

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66

W 83
74284 (6/1/88)

OFFICE REQUESTING SERVICE COPY

F2R444529

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

		CO #	BRANCH LOC	SERV
TO: Don Evans	A			
FROM: Wayne B. Black - SID	A	01	SPI	01 35

SUBJECT: Project #427

DATE: September 10, 1990

SERVICES RENDERED

FEES (4825):	Investigative Services	$10,507.50
EXPENSES (4827):		$ 7,760.13
		$18,267.63

OFFICE REQUESTING SERVICE
APPROVED DATE

OFFICE PERFORMING SERVICE
APPROVED 9/18/90 DATE

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

HEADQUARTERS ACCOUNTING

F2R444536

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

		CO #	BRANCH LOC	SERV
TO: Don Evans	A			
FROM: Wayne B. Black - SID	A	01	PI	01 35

SUBJECT: Project #427

DATE: October 8, 1990

SERVICES RENDERED

FEES (4925):	Investigative Services	$ 44,325.75
EXPENSES (4927):		$ 26,302.65
		$ 70,628.40

OFFICE REQUESTING SERVICE
APPROVED DATE

OFFICE PERFORMING SERVICE
APPROVED DATE 10-E-90

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

53
74284 (5/1/89)

HEADQUARTERS ACCOUNTING

F2R444544

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

		CO #	BRANCH LOC	SERV
TO: Don Evans	A			
FROM: Wayne B. Black	A	01	SPI	01 35

SUBJECT: Project #427

DATE: October 31, 1990

SERVICES RENDERED

FEES (4925):	Investigative Services	$23,813.90
EXPENSES (4927):		$19,583.52
		$43,397.42 ✓

OFFICE REQUESTING SERVICE
APPROVED DATE 12/11/90

OFFICE PERFORMING SERVICE
APPROVED DATE 11-2-90

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66

F2R444551

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

	CO #	BRANCH LOC.	SERV.
TO: Don Evans	A		
FROM: Wayne B. Black - SID	A	01 S P I	01 35

SUBJECT: Project #427

DATE: November 27, 1990

SERVICES RENDERED

FEES (4925):	Investigative Services	$13,338.75
EXPENSES (4927):		$10,920.16
		$24,258.91 ✓

OFFICE REQUESTING SERVICE
APPROVED DATE 13 Aug 90

OFFICE PERFORMING SERVICE
APPROVED DATE

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

W-63
74284 (8/1/89)

OFFICE REQUESTING SERVICE COPY

F2R444558

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

TO: Don Evans — CO # / BRANCH LOC / SERV: A

FROM: Wayne B. Black - SID — CO # / BRANCH LOC / SERV: A 01 S P I 01 35

SUBJECT: Project #427

DATE: December 20, 1990

SERVICES RENDERED

FEES (4925):	Investigative Services	$4,003.75
EXPENSES (4927):		$6,609.37
		$10,613.12

OFFICE REQUESTING SERVICE
APPROVED — DATE

OFFICE PERFORMING SERVICE
[signature] — 12-26-90
APPROVED — DATE

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

OFFICE REQUESTING SERVICE COPY

F2R444565

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

	CO #	BRANCH LOC	SERV
TO: Mr. Donald Evans	A		
FROM: Mr. Wayne B. Black	A	01	SPI	01	35

SUBJECT: # 427

DATE: March 4, 1991

SERVICES RENDERED Legal Fees

FEES (4925): $33,273.74

EXPENSES (4927): 0

$33,273.74

OFFICE REQUESTING SERVICE

APPROVED _____ DATE 7 Mar 91

OFFICE PERFORMING SERVICE

APPROVED _____ DATE 3-4-91

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

W-83
74384 (8/1/89)

OFFICE REQUESTING SERVICE COPY

F2R444573

WACKENHUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

		CO #	BRANCH LOC.	SERV.
TO: Don Evans	A			
FROM: Wayne B. Black - SID	A	01	SPI	01 35

SUBJECT: Project #427

DATE: February 28, 1991

SERVICES RENDERED Investigative Services

FEES (4925): $168.75

EXPENSES (4927): $ 33.63

$202.38

OFFICE REQUESTING SERVICE
APPROVED DATE

OFFICE PERFORMING SERVICE
APPROVED DATE 3-1-91

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT	BCH LC SVC	SOURCE	EFF. DATE	AMOUNT
6 9	10 11 12 13 14	15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50	51 52 53 54 55 56 57 58 59	60 61 62 63 64 65 66 67

W-93
74284 (8/1/89)

OFFICE REQUESTING SERVICE COPY

F2R444574

WHEREHOUT

INTEROFFICE
INTERCOMPANY
BILLING

TO BE COMPLETED BY THE FIELD OFFICE

TO: Don Evans — A (CO # / BRANCH LOC / SERV)

FROM: Wayne B. Black - SID — A | 01 | SI | I | 01 | 35

SUBJECT: Project #427

DATE: May 22, 1991

SERVICES RENDERED: Investigative Services

FEES (4825):	$ 75.00
EXPENSES (4827):	$1,566.96
TOTAL	$1,541.96

OFFICE REQUESTING SERVICE
APPROVED — DATE

OFFICE PERFORMING SERVICE
APPROVED — DATE 5.22.91

FOR ACCOUNTING USE ONLY

DR/CR	COMP	ACCT.	BCH-LC-SVC	SOURCE	EFF. DATE	AMOUNT
8 9	10 11 12 13	14 15 16 17	32 33 34 35 36 37 38	44 45 46 47 48 49 50 51 52 53	54 55 56 57 58 59	60 61 62 63 64 65 66 67

F2R444583

ORIGINAL INVOICE

AMERICAN GUARD AND ALERT



INCORPORATED

INVOICE NO. 7/4

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Comapny
1835 Bragaw Street
Anchorage, Ak. 99512

Alyeska

CLIENT NO. CODE ALY 009 04

265,144.72
86,860.11

DATE 05/30/90

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. Reimbursable Cost & Fixed Rates (See Schedule #3) 86,860.11

MARK UP 7.5%

AGA 96A (5/1/88) *A Subsidiary of The Wackenhut Corporation*

6/27/90

Authorized By JMD Date

Date Received JUN 04 Contract Accounting

Approved $ 452,075.09

For Commander, Alaskan Public Affairs

F2R444500

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # [illegible]37
PAYPERIOD: 04/19/90 - 05/02/90

Other Reimbursable Expenses Exhibit A., Paragraph II.B.3 [illegible]
Per Attached

F2R444501



Services for management and the protection

Attachment to Schedule #3
Invoice #15737
Payperiod 04/19/90 - 05/02/90

10395 The Wackenhut Corp. Investigation Service

Expense REimbursements:

ORIGINAL INVOICE

INVOICE NO. [illegible]

AMERICAN GUARD AND ALERT

INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1. Bragaw Street
Anchorage, Ak. 99512

Alyeska

CLIENT NO. ALY 009 04
CODE
388,272.77
85,012.79

DATE June 13, 1990
PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. Reimbursable Cost & Fixed Rates (See Schedule #3) 85,012.79

ASA 96A (5/1/85) *A Subsidiary of The Wackenhut Corporation*

Authorized By: J. DOESINGER Date: 7/5/90
Dept. JUL 1 Contract Accounting
473,285.56

F2R444518

AMERICAN GUARD & ALERT, INCORPORATED

SCHEDULE #3 - TAPS/3105

REIMBURSABLE COST/FIXED RATES

INVOICE # 15774

PAYPERIOD: 05/03/90 - 05/16/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3):
(Per Attached) 44,905.30



Services for management and the profession

Attachment to Schedule #3
Invoice #15774
Payperiod: 05/03/90 - 05/16/90

11035	The Wackenhut Corp.	Investigations Services	25,700.54

Reimbursements:

ORIGINAL INVOICE

AM0450B

INVOICE NO. 1

7/21

AMERICAN GUARD AND ALERT
INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS. NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1835 Bragaw Street
Anchorage, Ak. 99512

ALYESKA

CLIENT NO. CODE ALY 009 04

ALY 11 4300	395,263.22
ALY 11 4905	60,908.66

DATE 6/18

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. Reimbursable Cost & Fixed (See Schedule #3) Rates. 60,908.66

(See Schedule #4)

Date: JUN 21

(See Schedule #5) Contract Accounting

456/7188

Allowable Billing Chart

ADA 964 (6/1/88)

A Subsidiary of The Wackenhut Corporation

F2R444509

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 15776
PAYPERIOD: 05/17/90 - 05/30/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.): (Per attached)	36,513.51

ALYESKA

AMERICAN GUARD & ALERT, INCORPORATED

SCHEDULE #1 - TAPS/3105 - AMENDENT # 28

REIMBURSABLE COST FOR THE MONTH OF: MAY 1990

INVOICE #15776

P.O./REQ. #	WHERE PURCHASED	DESCRIPTION	LOCATION	CHECK #	AMOUNT

TOTAL COST

EXEMPT ITEMS

SUBTOTAL

MARKUP FEE OF 5.0%

TOTAL AMOUNT REQUEST



Services for management and the profess ons

Attachment to Schedule #3
Invoice #15776
Payperiod: 05/17/90 - 05/30/90

The Wackenhut Corp.	Investigative Service	22,486.62

DETAIL INVOICE

AMERICAN GUARD AND ALERT

INVOICE NO. AMC 45213

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

9/2

ALYESKA PIPELINE SERVICE COMPANY
1835 Bragaw St.
Anchorage, Ak. 99512

ALYESKA

CLIENT NO. ALY 009 04
CODE

ALY 11 4300	397,744.52
ALY 11 4905	80,160.62

DATE 8/2/90

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. REIMBURSABLES
COST & FIXED RATES (see Schedule #3) 80,160.62

ASI 964 (8/1/88) *A Subsidiary of The Wackenhut Corporation*

Ely Murray for J Dessinger
Roger Robertson 9/22/90
J.P. Wellington

Date: 8 21 90

477905.14

F2R444526

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE 13 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 15863
PAYPERIOD: 6/28/90- 07/11/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3 :
(Per Attached) $6,748.60

F2R444527



Services for management and the professions

Wayne B. Black Investigative Svc 7/12 16,932.79

REIMBURSEMENTS:

ORIGINAL NOTICE

AMC45CB

INVOICE NO. 11/4

AMERICAN GUARD AND ALERT
INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

ALYESKA PIPELINE SERVICE COMPANY
1835 Bragaw St.
Anchorage, Ak. 99512

ALYESKA

CLIENT NO. ALY 009 04
CODE
ALY 11 4300 $393,362.40
ALY 11 4905 53,995.59

DATE 10/2/90
PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3.	Reimbursement cost & Fixed rates	(See Schedule #3)	53,995.59

AGA 96A (8/1/88)

A Subsidiary of The Wackenhut Corporation

Authorized By [signature] Date 10 22 90
Date Received OCT 05 1990
Authorized Amount $447,357.99
Dist Cost Code on Attached Coding Sheet

F2R444539

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 15965
PAYPERIOD: 9/9- 9/19/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.: (Per attached)	28,801.53



Services for management and the professions

ATTACHMENT TO SCHEDULE # 3
INVOICE # 15965

Wayne B. Black	Investigative Svc.	18,267.63

EXPENSE REIMBURSEMENTS

ORIGINAL INVOICE

AMERICAN GUARD AND ALERT

INCORPORATED

INVOICE NO. AMC450 12/7

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS. NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1835 Bragaw St.
Anchorage, AK 99512

CLIENT NO. ALY 009 04
CODE
ALY 11 4300 $421,900.29
ALY 11 4905 118,597.76

DATE 11/7/90
PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. Reimbursable Costs & Fixed Rates (See Schedule #3) 118,597.76

ASA 96A (9/1/88) *A Subsidiary of The Wackenhut Corporation*

Roger F. Sturgeon
J. R. Wallace

11-

Det [illegible] 1800

540,498.06

F2R444540

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 16007
PAYPERIOD: 10/04/90 -10/17/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.:
(Per Attached)

92,367.22

F2R444541

AMERICAN [illegible]

[illegible]

[illegible]

ATTACHMENT TO SCHEDULE #3
INVOICE #16007

Wayne B. Black	Special Investigations	$70,628.40

EXPENSE REIMBURSEMENTS:



AMERICAN GUARD AND FLEET

Services for management and the professions

ANCHORAGE OFFICE
[illegible] HYDER STREET
P.O. BOX [illegible]
ANCHORAGE, ALASKA [illegible]
907 [illegible]

CONTINUED

ORIGINAL INVOICE

INVOICE NO.

AMERICAN GUARD AND ALERT
INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1835 South Bragaw Street
Anchorage, Alaska 99512

CLIENT NO. ALY 009 04
CODE
ALY 11 4300 $428,823.71
ALY 11 4905 99,760.47

DATE 11/15/90

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3. Reimbursable Costs & Fixed Rates (See Schedule #3) 99,760.47

A Subsidiary of The Mackenhut Corporation

F2R444548

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 16018
PAYPERIOD: 10/18 - 10/31/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3):
(Per Attached) $7,556.96



Services for management and the profession

ATTACHMENT TO SCHEDULE #3
INVOICE # 16018

Wayne B. Black — Investigative Services — $3,397.42

REIMBURSEMENTS:

ORIGINAL INVOICE

INVOICE NO. _____

AMERICAN GUARD AND ALERT INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1835 South Bragaw Street
Anchorage, AK. 99512

ALYESKA

CLIENT NO. ALY 009 04
CODE

ALY 11 4300	$383,717.79
ALY 11 4905	55,365.18

DATE 2/7/91

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3)	Reimbursable Costs & Fixed Rates	See Schedule #3	55,365.18

USA 964 (5/2/88)

A Subsidiary of The Wackenhut Corporation

Auditor Date
Dept. Approval
FEB 07 1991
Central Accounting
434C8297

F2R444555

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 16132
PAYPERIOD: 11/29- 12/12/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.: (Per Attached)	35,116.88



Services for management and the professions

[illegible]
[illegible]
ANCHORAGE ALASKA [illegible]
[illegible]

ATTACHMENT TO SCHEDULE #3
Invoice # 16132

Wayne Black	Investigations	11/27/90	24,258.91

REIMBURSEMENTS:

ORIGINAL INVOICE

INVOICE NO.

AMERICAN GUARD AND ALERT
INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

ALYESKA PIPELINE SERIVICE COMPANY
1835 South Bragaw Street
Anchorage, Ak. 99512

ALYESKA

CLIENT NO. ALY 009 04
CODE
ALY 11 4300 $425,122.77
ALY 11 4905 33,208.74

DATE 2/26/91

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

Invoice for the cost incurred in accordance with TAPS/3105 to perform security services for the Trans Alaska Pipeline System for period:

12/3- 12/26/90

3.) Reimbursable Costs & Fixed Rates — See Schedule #3 — 83,208.74

See Schedule #5 Date: 3/19/91

Date Received FEB 27 1991 Contracts Accounting

$ 507,418.57

Attached Coding Sheet

AGA 96A (12/1/88)

A Subsidiary of The Wackenhut Corporation

F2R444562

AMERICAN GUARD & ALERT, INCORPORATED

SCHEDULE #3 - TAPS/3105

REIMBURSABLE COST/FIXED RATES

INVOICE # 16137

PAYPERIOD: 12/13- 12/26/90

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.): 29,155.00
(see attached)



Services for management and the protection

ATTACHMENT TO SCHEDULE #3

Wayne Black	Spec. Invest.	12/20	10,613.12

REIMBURSEMENTS:

ORIGINAL INVOICE

INVOICE NO. [illegible] 5/4

AMERICAN GUARD AND ALERT
INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO
P.O. Box 102339
Anchorage, Alaska 99510
TERMS. NET UPON RECEIPT OF INVOICE

ALYESKA PIPELINE SERVICE COMPANY
1835 So. Bragaw Street
Anchorage, Ak. 99512

ALYESKA

CLIENT NO. ALY 009 04

CODE	
ALY 11 4300	$590,635.86
ALY 11 4905	168,956.19

DATE 4/9/91

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

3.)	Reimbursement Costs & Fixed Rates	See Schedule #3	168,956.19

[illegible] 9/2/88)

A Subsidiary of The Wackenhut Corporation

ALYESKA | TAPS # | DATE / /

[illegible] 4-24-91

759,45777

F2R444569

AMERICAN GUARD & ALERT, INCORPORATED

SCHEDULE #3 - TAPS/3105

REIMBURSABLE COST/FIXED RATES

INVOICE # 16201

PAYPERIOD: 2/7- 2/20/91

Employee Insurance Benefits (Exhibit A., Paragraph II.A.3.):

Premium for the month of :

Life and AD&D	Supervisors	@ $	7.60
Life and AD&D	Air Observers	@ $	11.40
Life and AD&D	Others	@ $	3.80
Med/Hosp. Ins.	Employees Coverage	@ $	93.73
Med/Hosp. Ins.	Dependents Coverage	@ $	198.50
Dental Ins.	Employees Coverage	@ $	15.00
Dental Ins.	Dependents Coverage	@ $	31.77
Less Employees Contribution		@ $	12.00
Less Employees Contribution		@ $	32.00
Less Employees Contribution		@ $	44.00
Less Employees Contribution		@ $	114.00

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.3.): 101,615.88
(Per Attached)



AMERICAN GUARD AND ALERT

Services for management and the profess ons

[illegible]

ATTACHMENT TO SCHEDULE #3

Invoice # 16201

Wayne Black	Special Investigations	33,476.12



Services for management and the profession

ATTACHMENT TO SCHEDULE # 3

Invoice # 16201

Page 2 of 2

REIMBURSEMENTS:

REIMBURSEMENTS- ALPHA

ORIGINAL INVOICE

INVOICE NO. AM22452B 7/31

AMERICAN GUARD AND ALERT

INCORPORATED

Services for management and the professions

MAIL REMITTANCE TO:
P.O. Box 102339
Anchorage, Alaska 99510
TERMS: NET UPON RECEIPT OF INVOICE

Alyeska Pipeline Service Company
1835 Bragaw Street
Anchorage, Ak. 99512

CLIENT NO. ALY 009 04

ACCT CODE	
ALY 11 4100	$483,452.15
ALY 11 4312	99,177.03

DATE 6/28/91

582,629.18

PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR REMITTANCE

Invoice for the cost incurred in accordance with TAPS/3105 to perform security services for the Trans Alaska Pipeline System for the period:
5/16- 5/29/91

3.)	Reimbursement Cost & Fixed Rates	See Schedule #3	99,177.03

AGA 86A (6/1/88)

A Subsidiary of The Wackenhut Corporation

F2R444578

AMERICAN GUARD & ALERT, INCORPORATED
SCHEDULE #3 - TAPS/3105
REIMBURSABLE COST/FIXED RATES
INVOICE # 16303
PAYPERIOD: June

Premium for the month of :

Total

Other Reimbursable Expenses (Exhibit A., Paragraph II.A.8): 33,549.26
(Per Attached)

TOTAL REIMBURSABLE COST/FIXED RATES

F

F2R444580

AMERICAN GUARD & ALERT, INCORPORATED

SCHEDULE #3 - TAPS/1105 - AMENDENT # 28

REIMBURSABLE COST FOR THE MONTH OF: 5/16- 5/29/91

INVOICE # 16303

P.O./REQ. #	WHERE PURCHASED	DESCRIPTION	LOCATION	CHECK #	AMOUNT

TOTAL CO ----------

EXEMPT ITEMS ----------

SUBTOTAL ----------

MARKUP FEE OF 5.0% ----------

TOTAL AMOUNT REQUEST



Services for management and the professions

[illegible]
[illegible]
[illegible]
[illegible]

ATTACHMENT TO SCHEDULE # 3
Invoice # 16303

Wayne B. Black	Spec. Invest.	1,641.96

EXPENSE REIMBURSEMENTS

		Hrs/Rate	Amount
12/26/90	Closing Miami office. Called Southern Bell. Will have office phone disconnected Dec. 28, 1990. Met with WBB on details. Overnight Read Ware Software to Miti Inc. To 150 Alhambra to Federal Express package. List of specifics to be done to close down office. Federal express $24.50 -SR	2.50 50.00/hr	125.00
	For professional services rendered	4.25	$225.00
	Additional charges:		
11/28/90	Bayside to Richey, Munroe, Fine & Goodman. -JL		12.36
12/21/90	Office rent. -SR		1,320.78
	Money order. -SR		5.00
12/26/90	Federal Express. -SR		24.50
	Total costs		$1,362.64
	TOTAL DUE		$1,587.64

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPARTMENT 7151 MIAMI, FLA 33195-7151

The Wackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Fl, 33146-3009

Invoice submitted to:

No File Access
Only RL, WBB, AB, GRW, RRW

December 19, 1990
Re: Project
OUR FILE #427

		Hrs/Rate	Amount
10/24/90	Phone with Chuck Hamel. Brief JPW. -WBB	0.50 75.00/hr	37.50
10/25/90	Worked in office to maintain cover story. Prepared to move office. Returned pagers (#817-4252, 817-4251) to Pagenet. Exxon gas for rental $15.95, CPI parking $6.00, Hertz rental for one day (10-24-90 / 10-25-90) $54.79 on SR Amex. Lunch McDonald's $2.80, express mail $13.00, laundry $4.00. -SR	7.00 25.00/hr	175.00
10/26/90	Worked in office to maintain cover story. Packed equipment for move. -GM	8.00 25.00/hr	200.00
10/28/90	Picked up National Rental Mini Van. Returned Hertz rental $75.06 (on SR Amex). Packed van with all office equipment. Worked in office on expenses and final details for Q.R.C. staff. Tip bellman $4.00, lunch $2.31, hotel (includes phone, food, parking, etc. -SR.	5.00 25.00/hr	125.00

		Hrs/Rate	Amount
10/29/90	Phone toll analysis. -MC	2.00 50.00/hr	100.00
	Locate exhibits for shipping. -RL	0.50 60.00/hr	30.00
	Returned to office. Dropped off keys - close Ecolit. Hotel in St. Augustine $28.18, gas $37.37, tolls $2.00, lunch $3.44. dinner $1.85. -SR	10.00 25.00/hr	250.00
	Phone with Joel McIntyre re: tapes, etc. -WBB	1.50 75.00/hr	112.50
10/30/90	Drove to Boca Raton from via turnpike $3.10. Gas $9.45, breakfast $1.53. -SR	10.00 25.00/hr	250.00
10/31/90	At the Ecolit office in Miami to get mail, pay rent, phone service for November $416.00. -AC	2.00 50.00/hr	100.00
	Unload u/c office materials and equipment. -RL	4.00 60.00/hr	240.00
	Drove into Miami with Ecolit equipment. Returned rental National. Gas for rental $28.48. -SR	8.00 25.00/hr	200.00
11/01/90	Worked with WBB reference Ecolit office. -SR	8.00 25.00/hr	200.00
	Phone with Joel McIntyre re: schedule. -WBB	0.50 75.00/hr	37.50
	Phone with Chuck Hamel. -WBB	0.75 75.00/hr	56.25
11/02/90	Conf. with attorneys. -AB	0.50 75.00/hr	37.50

		Hrs/Rate	Amount
	Phone with Joel McIntyre re: meetings. -WBB	0.50 75.00/hr	37.50
11/05/90	Payment and finalize Southern Bell telephone service for charges of $64.20. -AC	0.50 50.00/hr	25.00
	Unpack u/c materials, prep. files for review. -RL	0.50 60.00/hr	30.00
11/06/90	Toll analysis. -MC	1.25 50.00/hr	62.50
	Meeting with attorneys re: Ecolit in Miami. -AC	0.50 50.00/hr	25.00
	Transported attorneys to Bill Richey's office in downtown Miami, per WBB. -DM	1.00 50.00/hr	50.00
	Transported attorneys to the Grove Hotel per WBB. -DM	1.00 50.00/hr	50.00
	Meeting with attorneys. Answer their questions re: duties at Ecolit. -SR	0.50 25.00/hr	12.50
	With WBB and attorneys re: investigation. -RL	0.50 60.00/hr	30.00
	Meetings and briefings with attorneys. -RL	4.50 60.00/hr	270.00
	Conference with Dorothy Kirkley and Joel F. McIntyre re: case review. -WBB	8.25 75.00/hr	618.75
11/07/90	Conference with Joel McIntyre and Dorothy Kirkley. -WBB	6.75 75.00/hr	506.25

		Hrs/Rate	Amount
11/08/90	Phone brief to JPW re: CH and other discussions. -WBB		N/C
	Copy documents to Joel McIntyre. -JL	1.50 40.00/hr	60.00
11/19/90	To Ecolit office, check for mail, speak with receptionist, pick up messages. -AC	1.00 50.00/hr	50.00
11/23/90	Payment to Airborne Express for Ecolit bill $12.00. -AC	0.50 50.00/hr	25.00
	For professional services rendered	97.00	$4,003.75
	Additional charges:		
10/15/90	Airborne Express.		15.53
10/17/90	Airborne Express.		15.53
10/19/90	Mobile phone for Ecolit, D.C. office. -WBB		212.92
10/25/90	Hertz car rental. -SR		54.79
	Exxon Gasoline for rental car. -SR		15.95
	CPI parking. -SR		6.00
	Lunch. -SR		2.80
	Express Mail. -SR		13.00
	Laundry. -SR		4.00
10/26/90	Airborne Express.		15.53
10/27/90	Airborne Express. -SR		12.65

No File Access

		Amount
10/28/90	Hertz rental. -SR	75.06
	Tips. -SR	4.00
	Lunch. -SR	2.31
	Hotel (includes phone, food, parking, etc. for 10-07-90 / 10-28-90). -SR	2,659.23
10/29/90	Hotel in St. Augustine. -SR	28.18
	Gas. -SR	37.37
	Tolls. -SR	2.00
	Lunch. -SR	3.44
	Dinner. -SR	1.85
	Airborne Express.	17.61
10/30/90	Breakfast. -SR	1.53
	Gas. -SR	9.45
	Turnpike. -SR	3.10
	Rental vehicle to transport equipment from Ecolit DC to Miami. -SR	778.41
10/31/90	Gas. -SR	28.48
11/05/90	Payment to Southern Bell. -AC	64.20
11/06/90	Bayside Courier.	12.36
	Facsimile.	6.00
	Facsimile.	6.00
11/08/90	Airborne Express.	23.38

		Amount
11/09/90	Airborne Express.	16.15
11/12/90	Airborne Express.	18.42
11/13/90	Airborne Express.	16.15
	Airborne Express.	16.15
11/19/90	Legal fees paid to Richey, Munroe, Fine and Goodman. -WBB	2,397.84
11/23/90	Airborne Express. -AC	12.00
	Total costs	$6,609.37
	TOTAL DUE	$10,613.12

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPARTMENT 7151 MIAMI, FLA 33195-7151

The Wackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Fl, 33146-3009

Invoice submitted to:

No File Access
Only RL, WBB, AB, GRW, RRW

November 9, 1990
Re: Project
OUR FILE #427

		Hrs/Rate	Amount
10/23/30	Worked in office to maintain cover story. -SR	10.00 50.00/hr	500.00
10/24/30	Worked in office to maintaim cover story. Initiate office closeing. -SR	10.00 50.00/hr	500.00
09/21/90	Transcript inventory and printout prep; conference with WBB; review audio exhibit #20 for contents and connections. -RL	5.25 60.00/hr	315.00
	Travel prep; equiped transcript shipment. -RL	1.25 60.00/hr	75.00
	Depart Ft. Lauderdale to Washington, D.C. Restore u/c office for operation. Office expense (IOTC) Rent $1,897.50, telephone and copies $84.42. -RL	10.00 60.00/hr	600.00
09/25/90	Pick up additional supplies for u/c operation. Battenets, types, etc. Expense $94.62. Pick up WBB at DCA. -RL	10.00 60.00/hr	600.00

		Hrs/Rate	Amount
09/26/90	WBB notice to stand down on u/c. Telephone conference meeting with WBB and SR. P.V. Worm for computer system. Expense $2092.30. Drop WBB at DCA. -RL	10.00 60.00/hr	600.00
09/27/90	P.V. packing supplies; drop SR at Hertz; P.V. Federal express Re: WBB; take down technical equipment from u/c office. Pack for shipment. Meeting at MITI Readmore operations. -RL	10.00 60.00/hr	600.00
09/28/90	Depart Washington D.C. to Ft. Lauderdale. Expenses 9/24/90 through 9/29/90: Airfare $680.00, hotel $658.07, car rental $217.71, meals $148.43, office supplies $44.37, fuel $15.50, parking $53.00. -RL	10.00 60.00/hr	600.00
10/01/90	At Ecolit office. Get mail, pay rent, conference to girls at reception. -AC	2.75 50.00/hr	137.50
	Conference call with client Re: u/c offices. -RL	1.00 60.00/hr	60.00
	Conference with WBB, R. Lund. -GM	1.00 50.00/hr	50.00
	Worked in office to maintain cover story. Spoke with WBB Re: shutting case down. Express mail $15.00. -SR	10.00 50.00/hr	500.00
	Phone briefing wiht Lon Trotter and Pat Wellington, Rick Lund Re: ditribution of reports status, etc. - Dec. 1, 1990. -WBB	0.50 75.00/hr	37.50

		Hrs/Rate	Amount
10/01/90	Phone with Chuck Hamel. Phone brief to Pat Wellington. Memo. -WBB	0.50 75.00/hr	37.50
10/02/90	Worked in office. Spoke with WBB and Rick Lund via phone Re: case. Dinner $11.30, CPI parking $6.00, dry cleaning $5.65. -SR	10.00 50.00/hr	500.00
10/03/90	Worked in office to maintain cover. Spoke with Rick Lund re: 427. Parking $4.00. -SR	10.00 50.00/hr	500.00
10/04/90	U/C office and mail. -RL	0.75 60.00/hr	45.00
	Worked in office to maintain cover story. Spoke with QRC mentioned possibility of closing office. -SR	10.00 50.00/hr	500.00
10/05/90	Worked in office and maintain cover story. -SR	10.00 50.00/hr	500.00
10/07/90	Mobil gas for rental $14.45 (paid on American Express). -SR		
10/08/90	Worked in office to maintain cover story. Lunch $1.87. -SR	10.00 50.00/hr	500.00
10/09/90	Worked in office to maintain cover. Checked on the truck rentals to move office. -SR	10.00 50.00/hr	500.00
	Cae coordination, reports summaries, etc. -JL	6.50 40.00/hr	260.00
10/10/90	Worked in office to maintain cover. Meeting with WBB and Rick Lund on phone Re: case. Express mailed equipment $37.90. Spoke with Bell Atlantic. Lunch $1.90, dinner $16.28. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
10/10/90	Conference with Sherree Rich Re: lease / research files. -RL	1.00 50.00/hr	50.00
	Calls Re: lease. -RL	1.00 50.00/hr	50.00
10/11/90	Equipment removal and covert video system installed in Washington, D.C. U/C office and ancillary computer equipment. Cost $75 per day 50 days = $3,750. From August 10th through September 28th. -RL		
	Phone with Pat Wellington, Mr. Smith, Bill Richey, C. Hamel. -WBB	1.75 75.00/hr	131.25
	Worked in office to maintain cover story. Laundry $4.00. -SR	10.00 50.00/hr	500.00
10/12/90	Worked in office to maintain cover. Spoke with WBB Re: case. Century parking $6.00. -SR	10.00 50.00/hr	500.00
10/15/90	Phone with Kathy Hamel. Brief Pat Wellington. -WBB	0.10 75.00/hr	7.50
	Worked in office to maintain cover. Received phone call from C. Hamel while out of office. Notified WBB did not return call. Lunch $9.88. -SR	10.00 50.00/hr	500.00
10/16/90	At u/c office. Pick up mail, check messages, faxes, talk to receptionist. -AC	1.50 50.00/hr	75.00
	Worked in office to maintain cover. Received phone call from C. Hamel relayed to WBB. -SR	10.00 50.00/hr	500.00
10/17/90	Phone with DC Ecolit office re: shutdown. -WBB	0.10 75.00/hr	7.50

		Hrs/Rate	Amount
	Worked in office to maintain cover. Received phone call from C. Hamel, relayed message to WBB. Dinner $25.89	10.00 50.00/hr	500.00
10/18/90	Worked in office to maintain cover story. Received phone call from C. Hamel, relayed message to WBB. -SR	10.00 50.00/hr	500.00
10/19/90	Worked in office to maintain cover. Spoke with WBB on phone Re: case. Exxon gas for rental $16.83. -SR	10.00 50.00/hr	500.00
10/22/90	Worked in office to maintain cover. Payed QRC office phone bill $67.81. Passport pictures for license $15.68. -SR	10.00 50.00/hr	500.00
	For professional services rendered	254.95	$13,338.75
	Additional charges:		
09/01/90	Airborne Express.		21.28
09/04/90	Airborne Express		40.25
09/05/90	Airborne Express		25.00
09/06/90	Airborne Express		15.53
	Airborne Express		9.78
	Airborne Express		9.78
09/11/90	Airborne Express		27.60
09/14/90	Airborne Express		31.93

		Amount
09/21/90	Copies and telephone. -RL	84.42
	Office expense (IOTC) rent. -RL	1,897.50
	Airborne Express	40.37
09/25/90	Bottenets, types, ect. -RL	94.62
09/26/90	P.V. Worm Computer System. -RL	2,092.30
	Airborne Express	15.61
	Airborne Express	9.78
09/28/90	Airfare. -RL	680.00
	Parking. -RL	53.50
	Hotel. -RL	658.07
	Car Rental. -RL	217.71
	Meals. -RL	148.43
	Office supplies. -RL	44.37
	Fuel. -RL	15.50
	Parking. -RL	53.00
10/01/90	Long distance telephone calls.	4.52
	Express mail. -SR	15.00
10/02/90	Dinner. -SR	11.30
	CPI parking. -SR	6.00
	Dry cleaning. -SR	5.65
	Airborne Express	15.53

		Amount
10/03/90	Parking. -GM	4.00
10/07/90	Mobil gas. -$14.45	14.45
10/08/90	Lunch. -SR	1.87
10/09/90	Airborne Express	15.61
10/10/90	Lunch $1.90, Dinner $16.28. -SR	18.18
	Express mail equipment. -SR	37.90
	Lunch. -SR	1.90
	Dinner. -SR	16.28
10/11/90	Laundry. -SR	4.00
	Computer equipment. -RL	3,750.00
10/12/90	Century parking. -SR	6.00
	Apartment rent $498.00. -SR	498.00
10/14/90	Dinner. -SR	12.55
	Laundry. -SR	4.00
10/15/90	Lunch. -SR	9.88
10/17/90	Dinner. -SR	25.89
10/19/90	Exxon gas. -SR	16.83
10/20/90	Exxon gas. -SR	11.65
10/22/90	QRC office phone bill. -SR	67.81
	Passport pictures. -SR	15.68
10/23/90	Check charges. -SR	43.35

	Amount
Total costs	$10,920.16
TOTAL DUE	$24,258.91

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPARTMENT 7151 MIAMI, FLA 33195-7151

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
1500 SAN REMO AVENUE
CORAL GABLES, FLORIDA 33146-3009
(305) 662-7363
FAX (305) 662-7382

Invoice submitted to:
NO FILE ACCESS
(ONLY RL, WBB, AB, GRW, RRW)

October 31, 1990
Reference: Project
OUR FILE #427

		Hrs/Rate	Amount
08/27/90	Check messages at U/C office. -AC	0.25 50.00/hr	12.50
	Called Sherree Rich at the Ecolit Group . -DM	0.25 50.00/hr	12.50
08/28/90	Pick up plane ticket for second driver to return R.V. to Miami. $253.00 -AC	0.25 50.00/hr	12.50
	Called Sherre Rich with the Ecolit Group. -DM	0.25 50.00/hr	NO CHARGE
08/29/90	Briefed by A.C. and collected keys to U/C office and money order for U/C office rent payment. -MC	0.50 45.00/hr	22.50
	Spoke to Rick about making duplicates of taped evidence and equipment operation. -MC	0.50 45.00/hr	22.50
08/31/90	Return from D.C. driving mobile home. -AC	10.00 45.00/hr	450.00
	Duplicate evidence tapes. -MC	11.50 45.00/hr	517.50

		Hrs/Rate	Amount
	Paid rent at the U/C office, picked up mail, talked to receptionist, stayed in office about 30 minutes. -MC	1.50 45.00/hr	67.50
09/01/90	Driving from D.C. to Miami. -AC	10.00 45.00/hr	450.00
09/02/90	Arrive in Miami with Mobile home and equipment. -AC	10.00 45.00/hr	450.00
09/04/90	Take R.V. back to Cruise America. Return R.V. and pay. Return to office with G.M. -AC	2.50 45.00/hr	112.50
	Sort and store equipment from R.V. returned to office. Audio/Video tape exhibits and dupes. Set up computers. Familiarize transcribers with procedures. Copy tapes. -RL	7.50 60.00/hr	450.00
	Return of R.V. -GM	2.00 50.00/hr	100.00
	Flew from Tampa to Washington. Worked in office to maintain cover story. Moved into words. Taxi from airport $5.60, Tip for bagman $4.00, Federal Express to WBB $15.50, Groceries $44.75. -SR	10.00 50.00/hr	500.00
09/05/90	Dupe video exhibits (21). Brief transcriber (GL) re: case, exhibits and disclosures. -RL	6.50 60.00/hr	390.00
	Worked in office to maintain cover story. Meeting with WBB over phone. Worked on Washington Times and Alaska News for articles re: 427. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
09/06/90	Ecolit office, check phone messages, pick up mail. -AC	1.25 50.00/hr	62.50
	Mailed bill from the Anchorage Times to Ecolit in D.C. -AC	0.10 50.00/hr	5.00
	Dupe exhibit videos. -RL	4.00 60.00/hr	240.00
	Dupe exhibits. -RL	1.00 60.00/hr	60.00
	Phone with Hamel brief to J.P.W. -WBB	0.50 75.00/hr	37.50
	Worked in office to maintain cover story. Briefing with WBB on the phone re: duties next week. Made phone contact with Ecolit office in Miami to help their cover story. -SR	10.00 50.00/hr	500.00
09/07/90	Dupe video exhibits. -RL	3.50 60.00/hr	210.00
	Set up computers and brief ACO re: transcripts. -RL	1.50 60.00/hr	90.00
	Worked in office to maintain cover. Went into D.C. (Library of Congress) looked up material re: ecology. Briefing with WBB on phone. Lunch $3.86, Dinner $5.16 (Safeway) Metro $0.65, Office rent $995.00 (check #1011) Apartment rent $2490.00 (check #1010). -SR	10.00 50.00/hr	500.00
09/10/90	U/C office to pick up mail and check messages. -AC	1.00 50.00/hr	50.00

		Hrs/Rate	Amount
09/10/90	Audio and video dupes for transcription and distribution. -RL	5.00 60.00/hr	300.00
	Worked in office to maintain cover story. Briefing with Rick Lund re: case. Ordered subscription to Anchorage Times, $72.00 (check #1012) Called Miami office. Worked with computer. Mailed out ficticious letters. Dinner $10.15. -SR	10.00 50.00/hr	500.00
09/11/90	Audio/video dupes. -RL	6.50 60.00/hr	390.00
	Worked in office to maintain cover. Went into D.C., Madison Bldg. to aid in cover. Received Book, Attorney's Guide to Gov't Studies, 1990 version for ordering info relating to environmental studies, policies, revisions $81.38 (check #1013). Lunch $6.82. -SR	10.00 50.00/hr	500.00
09/12/90	Review transcripts, schedules. -RL	1.50 60.00/hr	90.00
	Worked in office to maintain cover story. Meeting with Rick Lund via phone re: problems with equipment. Breakfast $1.93, Lunch $3.48. -SR	10.00 50.00/hr	500.00
09/13/90	Audio/video dupes. -RL	6.00 60.00/hr	360.00
	Eastern flight to Tampa. Palm Travel $208.00. Red Cab $5.00, Bag man tip $4.00. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
09/14/90	Complete video dupes. Telephone conference with C-1. Prep packages with exhibits for shipment. -RL	3.00 60.00/hr	180.00
09/17/90	Conference with WBB re: U/C offices; dupes; and transcripts. -RL	2.00 60.00/hr	120.00
	Conference w/WBB and GM re: U/C debriefing and strategies. -RL	1.50 60.00/hr	90.00
	Print out existing transcripts and place with copy tapes for review, inventory of exhibits. -RL	4.50 60.00/hr	270.00
	Briefed by WBB and R. Lund re: future U/C and surveillance. -GM	0.50 50.00/hr	25.00
	Return to VA. Worked in office to maintain cover story. Received bill from Gov't Printing Office for reference materials relating to case $42.00. Spoke with WBB, Rick Lund via phone re: case. Cab $6.00, Tip $4.00, Groceries $26.51, Lunch $1.31. -SR	10.00 50.00/hr	500.00
09/18/90	Audio dupes of exhibits; transcripts and inventory of printouts. -RL	3.00 60.00/hr	180.00
	Phone with JPW - briefing of Hamel. -WBB	0.10 40.00/hr	4.00
	Worked in office to maintain cover. Used computer, wrote fake letters to enviro co's. Worked on forms for Gov't Printing Office. Lunch $3.31. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
09/19/90	Conference w/WBB re: U/C contact w/CH; exhibit copy distribution; audio dupes. -RL	3.00 60.00/hr	180.00
	Exhibit and transcript prep, U/C business corresp. -RL	3.00 60.00/hr	180.00
	Worked in office to maintain cover story. Used computer. Phone conversation with WBB, Rick Lund re: case. -SR	10.00 50.00/hr	500.00
09/20/90	Drive client to airport. -AC	1.50 50.00/hr	75.00
	Case investigation briefing and strategy meeting. -RL	13.50 60.00/hr	810.00
	Briefing with client and attorneys. Third exec summary. -WBB	8.00 75.00/hr	600.00
	Worked in office to maintain cover story. Went into D.C. to Library of Congress. Lunch $2.33. -SR	10.00 50.00/hr	500.00
09/21/90	Return rental car to Budget with Inv. Mathews. -AC	2.50 50.00/hr	125.00
	Worked in office to maintain cover story. Worked on newspaper articles relating to case. Spoke with WBB and RL re: 427. Breakfast $3.47, Lunch $5.50. -SR	10.00 50.00/hr	500.00
09/24/90	Worked in office to maintain cover story. Received Anchorage Times News. Researched local temporary service stenographer. Rick Lund arrived from Miami. Dry cleaning $2.75. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
09/25/90	At Ecolit Miami. Pick up mail, answer phones. -AC	2.00 50.00/hr	100.00
	Payment to Southern Bell for Ecolit office phone $64.93. -AC	0.25 50.00/hr	12.50
	Travel to D.C. -WBB	10.00 75.00/hr	750.00
	Worked in office to maintain cover story. Rick Lund flew into town - worked in office on equipment. Meeting with WBB, Rick Lund re: case. -SR	10.00 50.00/hr	500.00
09/26/90	Meeting in VA - WBB phone with JPW re: case on hold. At Ecolit office with Rick Lund. Return to Miami. Hotel $125.00. -WBB	10.00 75.00/hr	750.00
	Meeting with WBB, Rick Lund re: case. Worked in office to maintain cover story. Spoke with CH on the phone re: meeting between WBB and himself. WBB returned to Miami. -SR	10.00 50.00/hr	500.00
09/27/90	Worked in office to maintain cover story. Worked on computer. Express mailed tapes and paperwork to Wackenhut. Received computer quotes. Express mail order #14121265 $19.25,Express mail order # FB266092750 $19.50, CPI parking $8.00, Miller's Office - boxes $15.95. -SR	10.00 50.00/hr	500.00
09/28/90	Cash advance check for Ecolit office rent. Purchase money order $418.50. -AC	0.50 50.00/hr	25.00

		Hrs/Rate	Amount
09/28/90	Total transcribing time for exhibits = 179.00 hours. -WBB	179.08 30.00/hr	5,372.40
	Rick Lund returned to Miami, Worked in Office to maintain cover story. Office supplies (Millers) $18.39. -SR	10.00 50.00/hr	500.00
	For professional services rendered	523.28	$23,813.90
	Additional charges:		
08/28/90	Airfare from Miami to D.C. -AC		253.00
09/02/90	Airfare -AC		283.00
	Meals and tips -AC		262.93
	Lodging -AC		106.98
	Taxi and tolls -AC		26.85
	Gasoline for RV. -AC		247.91
	Campground fees -AC		3.18
09/04/90	Taxi from airport in D.C. -SR		5.60
	Federal Express to WBB from D.C. -SR		15.50
	Tip to baggage man. SR		4.00
	Groceries. -SR		44.75
09/07/90	Lunch $3.86, Dinner $5.16. -SR		9.02
	Metro $0.65. -SR		0.65
	U/C office rent. -SR		995.00

		Amount
	Apartment rent. -SR	2,490.00
09/08/90	Groceries. -SR	6.61
09/09/90	Breakfast $1.57, Safeway $2.80. -SR	4.37
09/10/90	Subscription to Anchorage Times. -SR	72.00
	Dinner. -SR	10.15
09/11/90	Book, Attorney's Guide to Gov't Studies. -SR	81.38
	Lunch. -SR	6.82
09/12/90	Breakfast $1.93, Lunch $3.48. -SR	5.41
09/13/90	Eastern flight to Tampa $208.00. -SR	208.00
	Red Cab. -SR	5.00
	Bag man tip. -SR	4.00
09/17/90	Payment to Wm. Richey - legal services. CC to JPW. -WBB	8,141.65
	Cab & Tip. -SR	10.00
	Groceries. -SR	26.51
	Lunch. -SR	1.31
09/18/90	Roaming phone time for WBB in D.C.	36.92
	Payment to Richey, Munroe and Fine. -WBB	5,443.49
	Lunch -SR	3.31
09/20/90	Lunch. -SR	2.33
09/21/90	Breakfast $3.47, Lunch $5.50. -SR	8.97
09/23/90	Groceries. SR	35.95

		Amount
09/24/90	Long distance tolls	4.51
	Dry cleaning. -SR	2.75
09/25/90	Payment to Southern Bell for Ecolit Group phone $64.93. -AC	64.93
09/26/90	Hotel in VA. -WBB	125.00
	Courier fee	24.44
09/27/90	Express Mail order #14121265 $19.25, Express Mail order #FB266092750 $19.25. -SR	38.50
	Office supplies - boxes, Miller's Office. -SR	15.95
	CPI parking. -SR	8.00
09/28/90	Rent for U/C office. -AC	418.50
	Office supplies. -SR	18.39
	Total costs	$19,583.52
	Total amount of this bill	$43,397.42

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPT. 7151, MIAMI, FL. 33195

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3009
(305) 662-7383
FAX (305) 662-7382

Invoice submitted to:
NO FILE ACCESS
(ONLY RL, WBB, AB, GRW, RRW)

October 5, 1990
Reference: Project
OUR FILE #427

		Hrs/Rate	Amount
08/01/90	Open files for U/C office, receipts, papers, etc. Fill out payment request for rent payment of U/C office. - AC	0.25 50.00/hr	12.50
	Read and cut all articles pertaining to our case from the Anchorage Times and Valdez Vanguard. Update file . Paste and date cut articles. -AC	4.25 50.00/hr	212.50
08/02/90	Calls to Brickell Grove Realty for rent information of U/C office. Check answering machine for messages. Obtain advance for rent payment. -AC	0.10 50.00/hr	5.00
08/03/90	Calls to check messages at U/C office, log time. -AC	0.10 50.00/hr	5.00
	At U/C office, check for messages and mail. Read and cut out news paper articles pertaining to our case. Drive clients to Marriott and airport. -AC	3.50 50.00/hr	175.00

		Hrs/Rate	Amount
08/06/90	Calls U/C phone to pick up messages. Message left. Unable to understand message. Went to U/C office, pick up message. Memo. -AC.	0.75 50.00/hr	37.50
	Call to U/C office. Received message, to WBB. -AC.	0.25 50.00/hr	12.50
	Pick up Sherree Rich at the airport on 8-7-90. Call Rick to schedule meeting. -AC	0.40 50.00/hr	20.00
	Call to U/C office to pick up messages.	0.10 50.00/hr	5.00
08/07/90	Pick up Sherre Rich at airport for meeting with WBB. -AC	1.25 50.00/hr	62.50
	Call to U/C office for messages. -AC.	0.10 50.00/hr	5.00
	Call to U/C office, check for messages. -AC.	0.10 50.00/hr	5.00
08/09/90	U/C office, check phone messages, pick up mail. -AC.	1.00 50.00/hr	50.00
	Meet with Wayne re: trip to D.C. driving Winnebago. -AC	0.25 50.00/hr	12.50
	Call to U/C office, check messages. -AC	0.10 50.00/hr	5.00
	Meet with Rick Lund and Wayne Black to discuss details of trip to D.C. Went with Rick Lund to Cruise America to rent mobile home (listening post). Return mobile home to TWC. -AC.	4.00 50.00/hr	200.00
08/10/90	Drive to Virginia with R.V. -AC	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
	Plane ticket for return trip to Miami from Washington D.C.. total airfare $250.00. Call courier to pick up tickets from Palm travel and deliver to TWC. Obtain advance check and cash. Read mobile home instructions. Obtain maps from Rick Lund. Make reservations at Marriott. -AC.	2.00 50.00/hr	100.00
08/11/90	Drive R.V. to D.C. -AC.	10.00 50.00/hr	500.00
08/12/90	Drive R.V. to D.C. -AC	10.00 50.00/hr	500.00
08/13/90	Drive to Washington D.C. -AC	10.00 50.00/hr	500.00
08/14/90	Calls to answering machine at U/C office. -AC.	0.20 50.00/hr	10.00
	Send books and information pertaining to case to Sherree Rich in Virginia -Airborne Express. Check U/C answering machine. -AC.	0.50 50.00/hr	25.00
	Call to U/C office. -AC.	0.10 50.00/hr	5.00
	Check U/C answering machine. Received call - message to WBB. Call WBB for message. -AC.	0.25 50.00/hr	12.50
08/04/90	Return rental car. -AC.	0.50 50.00/hr	25.00

		Hrs/Rate	Amount
08/15/90	U/C office, check answering machine for messages. Replace incoming calls cassette with blank one. Enter cassette removed into evidence. Pick up mail, newspapers and letter from Realty to tenants. -AC.	1.75 50.00/hr	87.50
	Check U/C answering machine. -AC.	0.10 50.00/hr	5.00
08/16/90	Call U/C office to check answering machine. Received message for Wayne Jenkins. Document call. Page WBB with message. -AC.	0.40 50.00/hr	20.00
	Call to U/C office Miami answering machine. -AC.	0.10 50.00/hr	5.00
08/17/90	U/C office, replace cassette tape which had message from Hamel with clean cassette. Initial cassette. Pick up mail. Gather all newspapers and ship to Sherre Rich at the Crystal City Mariott. Airbill # 287922703. -AC.	1.50 50.00/hr	75.00
	Several calls throughout the day to check messages at the U/C Miami answering machine. -AC.	0.25 50.00/hr	12.50
08/20/90	At U/C office introducing MC and DM to the Miami Ecolit Group. Obtain paperwork for transfer of phone line to receptionist. Sign agreement of $45.00 per month for receptionist to answer Ecolit's phone and take messages. -AC.	0.75 50.00/hr	37.50

		Hrs/Rate	Amount
08/21/90	Several calls to check messages on answering machine at the Miami U/C office. Several calls to Ecolit in Virginia. -AC	0.75 50.00/hr	37.50
08/22/90	Several calls to check U/C office answering machine. -AC.	0.40 50.00/hr	20.00
08/23/90	To U/C office, check mail, give Joanna list of names and beeper numbers. -AC.	1.50 50.00/hr	75.00
08/01/90	Data input re: Hamel. -MC	4.50 45.00/hr	202.50
08/02/90	Data input re: Hamel. -MC	7.50 45.00/hr	337.50
08/03/90	Input phone activity. Prepare analysis. -MC.	7.00 45.00/hr	315.00
08/10/90	Itinerary and schedule for D.C. -MC	0.25 45.00/hr	11.25
	Drive R.V. to D.C. -MC.	10.00 45.00/hr	450.00
08/11/90	Drive R.V. to D.C. -MC.	10.00 45.00/hr	450.00
08/12/90	Drive camper to D.C. -MC.	10.00 45.00/hr	450.00
08/21/90	Search for and purchase book: In the Wake of the Exxon Valdez. Cost of book $21.15. -MC.	1.00 45.00/hr	45.00
	Call Ecolit. -MC.	0.10 45.00/hr	4.50
08/23/90	Call Ecolit. -MC.	0.25 45.00/hr	11.25

		Hrs/Rate	Amount
08/24/90	Call Ecolit. -MC.	0.25 45.00/hr	11.25
08/12/90	Ft. Lauderdale to Washington D.C., conduct initial surveillance of subject residence. Round trip airfare for Verne Johnson $605.00, Lunch $2.08. -VJ.	10.00 40.00/hr	400.00
08/13/90	Unpack, setup and test computer equipment. Expenses: Software, etc. - Direct access ($76.00) Paper ($15.00) $95.07 -VJ.	10.00 100.00/hr	1,000.00
08/14/90	Loading and testing general software. Expenses: Software. etc. - WP5.1 Keyboard template $26.07. -VJ.	10.00 100.00/hr	1,000.00
08/15/90	Load scanning software. Test scanner and associated software. Install menu program, write batch files. Install analytical software. Brief WBB. Expenses: Dinner - 3 investigators - V. Johnson/S. Rich/R. Lund. $68.11, Miller office products - folders $15.68, Jacobs Gardner - Tape/envelopes $3.99. -VJ.	10.00 100.00/hr	1,000.00
08/16/90	Assemble installation equipment. Equipment acquisition for camera concealment. Installing new version of scanning software/test. Radio Shack for parts and supplies. Bring equipment to office. Install surveillance equipment. -VJ.	16.00 100.00/hr	1,600.00

		Hrs/Rate	Amount
08/17/90	Maryland - pick up parts. Final editing of programs/test of analytical software. Disassemble computer equipment, move to U/C office and re-assemble. Gas motor home and test generator. Expenses: parking and tolls $2.00, Tips $9.00, Gas and oil $28.67, Software, etc. - printer cable $15.66. -VJ.	10.00 100.00/hr	1,000.00
08/18/90	Preparation for surveillance. At subject residence - surveillance. Video tape meeting at office. Surveillance of subject at residence and restaurant. At office - videotape documents. -VJ.	11.50 60.00/hr	690.00
08/19/90	Meeting for surveillance. Surveillance at office - meet with Hamel. Post recording meeting. Paperwork, change cars, ship packages. Expenses: Hotel valet parking $80.00, Dinner - three investigators - V. Johnson/S. Rich/R. Lund $68.09, Chesapeake K&T Co. - three flashlights, magnifyer $58.26. -VJ.	10.00 60.00/hr	600.00
08/20/90	Meeting with Lund/Rich. Shipping tapes - arranging mobile phone change. Picked office supplies for second U/C office. Picked up magazines and drawer locks. Reviewed security tapes. Set up office/public relations. Marked 7 documents for later identification with dot or line after second character of last word on each page. Approximately 500 pages. Expenses: Hotel, phone, meals and parking $154.34, Magazine stand -	12.00 60.00/hr	720.00

		Hrs/Rate	Amount
	magazines for second U/C office $17.09, Dalton Bookseller - MS Works reference book $26.07, Miller office - pens, pencils, pads etc. for second U/C office $50.96, Federal Express - ship tapes (video) to Miami $30.00, Executive Hardware - Padlock, hasp, screwdriver, drawer lock for second U/C office $22.43, Lunch $11.80, Dinner three investigators $47.00. -VJ.		
08/21/90	At DC office training Sherree Rich to input documents into computer. Make copies of marked documents. Drove to D.C. to find MITI corp for reference for meeting scheduled for Thursday. Expenses: Parking $8.00, Cleaning $37.50, Dinner -two investogators $30.10, Tips $5.00, Hotel, phone charges, meals, parking $200.25. -VJ.	10.00 60.00/hr	600.00
08/22/90	Meet with Bell Atlantic on mobile phone chageover. At U/C office, input documents, software problem resolution, maintain cover. At hotel to review paperwork, plan Thursday meetings. Expenses: Parking $6.00, Cleaning $13.00, Hotel, phone charges, meals, parking $130.01. -VJ.	10.00 60.00/hr	600.00
08/23/90	Pre-surveillance meeting with WBB & SR. Preparing equipment for surveillance. -VJ.	4.50 60.00/hr	270.00

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08/23/90	Surveillance video taping. Review security tape. At office. Expenses: Hotel, phone, shipping, meals $190.46, Mobile phone change over fee $25.00, Parking (meter - no receipt) $4.50, meals $25.25, tips $4.00. -VJ.	5.50 60.00/hr	330.00
08/24/90	Preparing for recording of delivery of check to Hamel. Making copies of documents. Wire surveillance - S. Rich to deliver documents and check to Hanel. -VJ.	3.50 60.00/hr	210.00
	At office training S. Rich on computer with Microsoft works. Car rental $277.67, Hotel, phone, parking, meals $28.22, Tips $5.00, Parking $6.00. -VJ.	6.50 60.00/hr	390.00
08/02/90	Printouts of analysis. -RL.	2.00 60.00/hr	120.00
08/03/90	Client conference. -RL.	8.00 60.00/hr	480.00
08/06/90	Equipment for D.C. (scanner). -RL.	2.50 60.00/hr	150.00
	Tele conference with Miti-Ewell-Meco. -RL.	0.50 60.00/hr	30.00
	Unpacking and configuring equipment for trip to D.C. -RL.	4.00 60.00/hr	240.00
08/08/90	P.U. interface cord at Phillip Morris. -RL.	1.50 60.00/hr	90.00
	Software orders and unpacking documentation. -RL.	1.25 60.00/hr	75.00

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08/09/90	Conference with WBB re: personnel and evidentary issues; order additional software; calls to D.C. re: property assistance; rent RV, brief WBB on RV. -RL	7.00 60.00/hr	420.00
08/10/90	P.U. supplies for U/C office. P.U. VFJ for briefing and prep at TWC. Prep equipment and load RV for transport to Washington D.C.	6.00 60.00/hr	360.00
08/12/90	Depart Ft. Lauderdale for Washington D.C.. Rent car, hotel. Check subject needs - familiarization. -RL.	10.00 60.00/hr	600.00
08/14/90	Prep for COD - drop money for software order. Meeting with WBB and VFJ re strategies for U/C.	3.00 60.00/hr	180.00
	Visit offices and pep leases for office space. Meetings, pick up COD shipment of software for computer. -RL.	4.00 60.00/hr	240.00
	Computer configuration with VFJ. -RL.	2.00 60.00/hr	120.00
	Area Drive by with WBB. Drop WBB at airport for flight to Miami. -RL.	2.50 60.00/hr	150.00
	Computer configuration with VFJ. -RL.	2.00 60.00/hr	120.00
08/15/90	Sign lease for office. -RL.	2.50 60.00/hr	150.00
	Pick up equipment for installation. -RL.	2.50 100.00/hr	250.00

		Hrs/Rate	Amount
08/15/90	Pick up tools for installation. -RL.	2.00 100.00/hr	200.00
	Fabricate hidden camera equipment. -RL.	4.00 100.00/hr	400.00
	Check by offices to survey cable runs -RL.	0.50 100.00/hr	50.00
08/16/90	Meeting for plan of day. Shopping for office art/posters. -RL.	3.50 100.00/hr	350.00
	Fabricate camera equipment/test. -RL.	5.00 100.00/hr	500.00
	Deliver equipment to office for installation. -RL.	1.00 100.00/hr	100.00
	Pick up additional equipment at Radio Shack. -RL.	1.50 100.00/hr	150.00
	Covert installation of equipment. -RL.	5.50 100.00/hr	550.00
08/17/90	Pick up parts to complete installation. Test equipment, visit offices to check previous installation, set up RV with equipment - test. Return to offices t complete and test final installation. Assist VFJ with moving computer system into U/C office. -RL.	9.00 100.00/hr	900.00
	Pick up WBB at airport. -RL.	1.00 60.00/hr	60.00
	Check by office with WBB for technical briefing. -RL.	1.00 60.00/hr	60.00

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08/18/90	Morning planning meeting. Final equipment check out with WBB, move RV into neighborhood for surveillance of U/C meeting. Briefing via telephone by WBB on plans. -RL.	1.00 60.00/hr	60.00
	Surveillance in Alexandria. Tape exhibits. -RL.	10.00 60.00/hr	600.00
	Prep document exhibit tape at office. -RL.	1.00 60.00/hr	60.00
08/19/90	Morning meeting re: plan for operation. -RL.	1.00 60.00/hr	60.00
	Surveillance in U/C offices. Exhibit tapes. -RL Tech.	5.00 100.00/hr	500.00
	Dictate tapes. -RL.	0.50 60.00/hr	30.00
	Debrief and itemize plans for following week. Return two rental cars, pick up one new rental car. -RL.	3.50 60.00/hr	210.00
08/20/90	Depart Washington D.C. for Ft. Lauderdale. Expenses 8-13/8-20 Rental car $279.85, Batteries/tape $22.85, Meals/food $233.08 Tips $22.00, Hotel, phone and meals for VJ and RL $2866.80. Total expenses $4029.58. RL	10.00 40.00/hr	400.00
08/31/90	Pick up supplies for U/C office, pick up computer supplies. Return to D.C. from Ft. Lauderdale. Expenses 8-29/8-31: Airfare $564.00, Car rental $119.00, Hotel (WBB), Meals (OAF), Parking (OAF), Total expenses $683.00. -RL	10.00 60.00/hr	600.00

		Hrs/Rate	Amount
08/28/90	With VFJ re: ER's & OAF, briefing re: Washington D.C. -RL.	1.00 60.00/hr	60.00
08/06/90	Long distance and local calls obtaining the availability of motor home. -GM.	1.50 60.00/hr	90.00
08/08/90	Coordinating and planning trip to Washington D.C. with Rick Lund. -GM.	0.50 60.00/hr	30.00
08/22/90	Called Washington D.C. U/C operative. -GM.	0.25 60.00/hr	15.00
08/13/90	Eastern flight from Miami to DC. Briefing with WBB. Expenses: Hotel, $168.63, Round trip airfare $584.00. -SR	10.00 50.00/hr	500.00
08/14/90	Meeting with RL, VJ, and WBB. Met with Pat Young, leased office space at QRC. WBB wrote check for deposit. Went downtown Washington running errands re: case. Opened personnel checking account #14271990. Deposited money for use in office. Opened up a safety deposit box #44 $32.00; First American Bank. Expenses: Breakfast $4.52, Dinner $2.50, Hotel and phones $175.58. -SR	10.00 50.00/hr	500.00
08/15/90	Meeting with RL, VJ, and WBB. Met with Pat Young QRL re: lease and apartment rental. Ordered stationary, envelopes, cards from Minuteman Press. Returned lease, discussed revisions, signed. Made extra set of office keys $6.79. Picked up information needed to sustain cover story, maps, general	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
	info. Acquisition of office supplies $33.07. Meeting re: computer function with JV. Expenses: Lunch $1.95, Hotel and phone $183.44. -SR		
08/16/90	Material from WBB re: cover story. Meeting with WBB, RL, and VJ. Acquisition of office supplies, posters, etc $117.49. Acquisition of shelving materials for office $25.59, also more local info re: case cover found. Set up office. Expenses: Hotel - weekend rate $87.26. -SR	10.00 50.00/hr	500.00
08/17/90	Researched case info at Library of Congress (made copies) $2.50, Adams Building (Metro Rail $2.00) Acquisition of office supplies $6.01. Checked printing. Set up office, files, etc. Expenses: Hotel, phone $86.51, Breakfast $2.45. -SR	10.00 50.00/hr	500.00
08/18/90	Worked in office. Meeting with WBB, RL, and VJ. Alamo vehicle $511.14. Standing by for communication relay during surveillance. Introduced to Hamel at office by WBB as Ecolit researcher. Parking $0.50. Expenses: Hotel $104.57, Lunch $3.07. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
08/19/90	Meeting with WBB, RL, & VJ. Check for Hamel $2000.00. Bills mailed out. $60.00 for parking. Acquisition of VCR tapes for taping equipment $16.28. Standing by for communication relay during surveillance. Expenses: Checks written from checking account $45.00, First check to Hamel $2000.00, Lunch $4.58, Hotel, phones $193.76. -SR	10.00 50.00/hr	500.00
08/20/90	Meeting with RL,and VJ. Banking transactions - Deposits $2000.00. Airborne Express, send documents to WBB. Flowers sent to OTC for cover $41.14. Acquisition of office supplies. Met with QRC President. Worked in office, maintained public relations with office personnel to facilitate cover. Expenses: Breakfast $4.55, Hotel $116.49. -SR	10.00 50.00/hr	500.00
08/21/90	Meeting with VJ. Acquisition of VCR tapes for taping equipment $22.95. Worked in office, scanned documents, maintained relations with office personnel to facilitate cover, Received Minuteman business cards, etc. $296.77. Expenses: Hotel, phone $111.46. -SR	10.00 50.00/hr	500.00
08/22/90	Set up office, input documents. Worked with security discussing apartment rentals. Set up software. Worked with secretaries discussing apartment rentals. Expenses: Hotel, parking, phone, food $100.00. Drycleaning $2.00. -SR	10.00 50.00/hr	500.00

		Hrs/Rate	Amount
08/23/90	Briefing re: 427 with WBB, and VJ. Worked in office to maintain cover story. Standing by for communication relay during meeting between CH and WBB. Meeting in office with WBB and VJ. Expenses: Lunch $3.40, Parking $2.00, Parking $12.00, Drycleaning $3.25, Dinner $4.17, Hotel, phone, parking $183.97. -SR	10.00 50.00/hr	500.00
08/24/90	Worked in office making copies of documents to give to Hamel. Went to Hamel's home, returned documents along with two (2) sets of copies. Gave C. Hamel a check for $2000.00 (#1009) returned to office. Worked to maintain cover story. Federal Expressed tapes/memos. Expenses: Lunch $24.00 for V. Johnson and S. Rich, Dinner $71.19 for V. Johnson and S. Rich, Hotel, phone $93.08. -SR	10.00 50.00/hr	500.00
08/27/90	Worked in office, scanned documents, etc. to sustain cover story. Expenses: Breakfast $1.96, Parking $10.00, Lunch $3.00, Parking $4.00, Hotel, phone, parking $122.64. -SR	10.00 50.00/hr	500.00
08/28/90	Worked in office to maintain cover story. Went into D.C. Library of Congress. Looked for nook re: cover story. Worked in office. Expenses: Lunch $1.91, Metro $2.00, Taxi $2.30, Hotel, phone, parking $125.90 -SR	10.00 50.00/hr	500.00

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08/29/90	Worked in office to maintain cover story. Ordered reference books relevant to environmental laws. Researched Alaskan News for recent articles relating to 427. Picked up WBB, AC, RL. at airport. Held meeting. Expenses: Breakfast $1.53, Lunch $3.76, Hotel, phone, parking $100.83. -SR	10.00 50.00/hr	500.00
08/30/90	Meeting with WBB, AC, & RL. Met C. Hamel briefly at office. Stood by for communication relay during surveillance. Worked in office to maintain cover story. Federal Expressed tapes. Expenses: Lunch $1.72, Parking $10.00, Hotel, phone, parking $125.83. -SR	10.00 50.00/hr	500.00
08/31/90	Checked out of hotel. Flew to TPA from Washington on Eastern. Expenses: Room service $5.29, Tip $3.00, Tip $5.00. -SR	10.00 50.00/hr	500.00
08/01/90	Meeting with Bill Richey and Jon Goodman. Parking $16.00. -WBB	2.00 75.00/hr	150.00
08/20/90	Phone conference with CH. Phone brief to JPN, Sherree Rich, John Goodman, office people in D.C., etc. -WBB.	1.75 75.00/hr	131.25
08/18/90	Washington D.C. with Hamel and wife. Brief to WLR and JPW. -WBB.	10.00 75.00/hr	750.00
08/19/90	Washington D.C. with Hamel - tapes, etc. - Brief JPW and W. Richey. Dinner for Hamel and wife $100.00 -WBB.	10.00 75.00/hr	750.00

		Hrs/Rate	Amount
08/16/90	Phone conferences with John Goodman, Bill Richey, Rick Lund, Chuck Hamel, etc. -WBB.	2.25 75.00/hr	168.75
08/14/90	Washington D.C. - brief to P.W. - return to Miami - Hamel in N.Y. - prep office. -WBB.	10.00 75.00/hr	750.00
08/07/90	Phone with CH - to discuss travel to D.C. and Ecolit office there. -WBB.	0.50 75.00/hr	37.50
08/24/90	Conference call with Wm. Richey re: status - calls to Pat Wellington. -WBB.	0.50 75.00/hr	37.50
08/27/90	Phone conference with Pat Wellington re: status . Request for WR to prepare prosecution. John Goodman re: pros - memo. -WBB	0.50 75.00/hr	37.50
	Phone with Chuck Hamel re: NPDES permits. Memo. -WBB.	0.50 75.00/hr	37.50
	Conference with John Goodman re: Fed prosecution. Phone with Bill Richey - phone with Pat Wellington. -WBB.	1.25 75.00/hr	93.75
08/29/90	Travel to D.C. - Prep for meeting with CH - meet with SR and RL. -WBB.	6.00 75.00/hr	450.00
08/30/90	Meeting with CH in VA. Tapes made. -WBB.	10.00 75.00/hr	750.00
09/02/90	Actual time copies of VHS tapes from 8-30-90 meeting. -WBB.	3.50 10.00/hr	35.00
08/20/90	Phone with CH - memo. -WBB.	0.25 75.00/hr	18.75

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08/23/90	Meet with CH - Video - Brief to JPW - return to Miami. Parking Mia $18.00. -WBB.	10.00 75.00/hr	750.00
08/22/90	Flight to Washington D.C. - Organize office -drive to JPN. Expenses: Airfare $564.00. -WBB.	10.00 75.00/hr	750.00
09/04/90	Copy and mail tapes to RL. -WBB.	0.50 45.00/hr	22.50
08/13/90	Travel to D.C. -WBB.	5.00 75.00/hr	375.00
08/03/90	Meeting with clients and attorneys to discuss strategy etc. -WBB.	8.00 75.00/hr	600.00
08/02/90	Prep docs for 8-3 meeting. -WBB.	2.25 75.00/hr	168.75
	Phone conference with CH re: Crowley. Courier VHS to Wm. Richey. -WBB.	0.25 75.00/hr	18.75
08/17/90	Travel to Washington D.C. - meet with staff - arrange surveillance schedule for 8-18. -WBB.	10.50 75.00/hr	787.50
08/25/90	Hotel, phone, food, parking $101.80. Fuel for rental car $11.40. -SR		
08/26/90	Hotel, phone, food, parking $101.85. Laundry $6.00. -SR		
08/22/90	Dinner for all investigators in D.C. $83.00 -WBB.		
08/24/90	8/22 & 23 - Hotel, phone, and one meal for WBB $207.85. -WBB		

		Hrs/Rate	Amount
08/29/90	Air fare for R. Lund, A Caputi and W. Black - Washington D.C. and return $1411.00 -WBB		
08/27/90	Dinner for Hamel and wife $51.31. -WBB		
08/18/90	Rental car for 3 days $117.97. -WBB		
08/29/90	Cash advance check and purchase money order to pay for U/C Miami office rent $421.00. Give MC money order, instructions and keys to Ecolit. -AC	1.00 50.00/hr	50.00
	Travel to D.C. with RL and WBB. -AC	5.00 50.00/hr	250.00
08/30/90	Out of town at Ecolit office in Virginia. Meet Hamel. -AC	10.00 50.00/hr	500.00
	Washington D.C. - monitor/surveillance of Hamel/Black meet in U/C office. 2 video tapes, 1 memo -RL	6.00 100.00/hr	600.00
	Post meeting conference. System maintenance at U/C office. RL	4.00 60.00/hr	240.00
08/29/90	Pick up video supplies for duplication of exhibits. Telephone conference with client (C-1). Brief MC on exhibit handling and proceedures of dupes. -RL	5.50 60.00/hr	330.00
	Depart Miami for Washington D.C. -RL.	5.00 60.00/hr	300.00
	For professional services rendered	710.40	$44,325.75

NO FILE ACCESS

		Amount
	Additional charges:	
08/02/90	Expenses - U/C office rent	371.00
08/12/90	Expenses - Meal V.J.	2.08
	Expenses - Airfare - VJ	605.00
08/13/90	Expenses - Return airfare -MC	250.00
	Expenses - Return airfare -AC	250.00
	Expenses-Parking,toll,taxi-AC	58.60
	Expenses - Airfare -SR	584.00
	Expenses - Hotel -SR	168.63
	Expenses - R.V. gasoline	258.93
	Expenses - Meals & tips-AC/MC	235.70
	Expenses - Software, etc.	95.07
08/14/90	Expenses - Breakfast -SR	4.52
	Expenses - Dinner -SR	2.50
	Expenses -Safe Deposit Box-SR	32.00
	Expenses - Hotel & Phones -SR	175.58
	Expenses-Software,template-VJ	26.07
08/15/90	Expenses - Office Supplies-SR	33.07
	Expenses - Key copies - SR	6.79
	Expenses - Meal (lunch) VJ	3.60
	Expenses -Dinner:VJ,RL,SR	68.11
	Expenses - Office supplies-VJ	19.67
	Expenses - Lunch -SR	1.95
08/17/90	Expenses - Parking, tolls -VJ	2.00
	Expenses - Gas and oil - VJ	28.67
	Expenses - Printer cable - VJ	15.66
	Expenses - Tips - VJ	9.00
08/19/90	Expenses-Flashlight,magnif-VJ	58.26
	Expenses -Hotel valet pkg. -V	80.00
	Expenses -Dinner, RL, VJ, SR	68.09
08/20/90	Expenses - Tips - RL	22.00
	Expenses - Meals/food - RL	233.08
	Expenses - Dinner, VJ, RL.	47.00
	Expenses - Meal (lunch) VJ	11.00
	Expenses - Hardware,office-VJ	22.43
	Expenses - Video shipment -VJ	30.00
	Expenses - Office supplies-VJ	50.96
	Expenses - MS works book - VJ	26.07
	Expenses -Magazines - U/C -VJ	17.09
	Expenses -Hotel,phn,pkg. -VJ	154.34

		Amount
08/20/90	Expenses - Batteries/tape -RL	22.85
	Expenses -Htl,phn,meals VJ/RL	2,866.80
	Expenses - Rental car - RL	279.85
08/21/90	Expenses - Dinner, RL, VJ.	30.10
	Expenses - Tips - VJ	5.00
	Expenses -Hotel,phone,meal-VJ	200.25
	Expenses - Parking - VJ	8.00
08/22/90	Expenses - Parking -VJ	6.00
	Expenses -Hotel,phone,meal-VJ	130.01
	Expenses - Cleaning - VJ	13.00
08/23/90	Expenses - Meals VJ.	25.25
	Expenses -Hotel,phn,shipng-VJ	190.46
	Expenses - Mobile phone - VJ	25.00
	Expenses - Tips - VJ	4.00
	Expenses - Parking (meter)-VJ	4.50
08/24/90	Expenses -Hotel,phone,meal-VJ	28.22
	Expenses - Parking - VJ	6.00
	Expenses - Tips - VJ	5.00
	Expenses - Car rental - VJ	277.67
08/31/90	Expenses - Airfare, RL.	564.00
	Expenses - Car rental - RL	119.00
	Total costs	$8,939.48
	Total amount of this bill	$53,265.23

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION,
DEPARTMENT 7151, MIAMI, FLORIDA 33195-7151

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146 3009
(305) 662 7363
FAX (305) 662 7362

Invoice submitted to:
427 Project
Additional Expenses

October 5, 1990

OUR FILE #427

		Amount
	Additional charges:	
08/01/90	Expenses - Parking - WBB	16.00
08/15/90	Expenses - Hotel & Phone -SR	183.44
08/16/90	Expenses - Office supplies-SR	117.49
	Expenses - Office shelves-SR	25.59
	Expenses - Hotel -SR	87.26
	Expenses - Subway fare -SR	2.00
08/17/90	Expenses - Document copies-SR	2.50
	Expenses - office supplies-SR	6.01
	Expenses - Hotel & Phones -SR	86.51
	Expenses - Breakfast -SR	2.45
08/18/90	Expenses -Car rental -SR	511.14
	Expenses - Parking -SR	0.50
	Expenses - Hotel & phones -SR	104.57
	Expenses - Lunch -SR	3.07
08/19/90	Expenses - Hamel's check -SR	2,000.00
	Expenses - Parking - SR	60.00
	Expenses - VCR tapes - SR	16.28
	Expenses -Check from acct.-SR	45.00
	Expenses - Lunch -SR	4.58
	Expenses - Hotel & Phones -SR	193.76
	Expenses -Dinner,Hamel & wife	100.00
08/20/90	Expenses - Flowers to OTC -SR	41.14
	Expenses - Breakfast -SR	4.55
	Expenses - Hotel & Phones -SR	116.49

427 Project

		Amount
08/20/90	Expenses -Deposit to acct.-SR	2,000.00
08/21/90	Expenses - Business cards -SR	296.77
	Expenses - Hotel & phone -SR	111.46
	Expenses - VCR tapes - SR	22.95
08/22/90	Expenses - Dry cleaning - SR	2.00
	Expenses - Hotel & Phones -SR	100.08
08/23/90	Expenses - Dry cleaning - SR	3.25
	Expenses - Parking - SR	2.00
	Expenses - Parking - SR	12.00
	Expenses - Lunch -SR	3.40
	Expenses - Hotel & phones -SR	183.97
	Expenses - Dinner -SR	4.17
08/24/90	Expenses - Lunch -VJ & SR	24.00
	Expenses - Dinner VJ & SR	71.19
	Expenses - Check for Hamel-SR	2,000.00
	Expenses - Hotel & phones -SR	93.08
08/25/90	Expenses - Fuel,rental car-SR	11.40
	Expenses - Hotel & phones -SR	101.80
08/26/90	Expenses - Hotel & phones -SR	101.85
	Expenses - Laundry -SR	6.00
08/27/90	Expenses - Parking	10.00
	Expenses - Lunch -SR	3.00
	Expenses - Parking - SR	4.00
	Expenses - Hotel & phones -SR	122.64
	Expenses - Breakfast -SR	1.96
08/28/90	Expenses - Metro - SR	2.00
	Expenses - Taxi - SR	2.30
	Expenses - Hotel & phones -SR	125.90
	Expenses - Lunch -SR	1.91
08/29/90	Expenses - Lunch -SR	3.76
	Expenses - Hotel & phones -SR	100.83
	Expenses - Breakfast - SR	1.53
08/30/90	Expenses - Parking - SR	10.00
	Expenses - Hotel & phones -SR	125.83
	Expenses - Lunch -SR	1.72
08/31/90	Expenses - Tip - SR	3.00
	Expenses - Tips - SR	5.00
	Expenses - Room service - SR	5.29
09/25/90	Expenses - Airfare to D.C.-WB	614.00
	Total costs	$10,026.37

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1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3009
(305) 662-7363
FAX (305) 662-7382

Invoice submitted to:
427 More
Additional Expenses

October 5, 1990
Reference: 427
OUR FILE #427

		Amount
	Additional charges:	
06/19/90	Expenses - Phone toll	2.24
06/20/90	Expenses - Phone toll	6.59
06/21/90	Expenses - Phone toll	5.06
07/09/90	Expenses - Phone toll	0.90
07/11/90	Expenses - Phone toll	0.24
	Expenses - Phone toll	0.73
07/24/90	Expenses - Phone toll	2.04
07/25/90	Expenses - Courier	23.29
07/27/90	Expenses - Courier	18.40
07/30/90	Expenses - Phone toll	6.03
08/01/90	Expenses - Phone toll	1.56
08/02/90	Expenses - Phone toll	3.11
08/03/90	Expenses - Phone toll	0.13
08/06/90	Expenses - Phone toll	0.89
08/08/90	Expenses - Courier	18.40
	Expenses - Phone toll	0.10
08/09/90	Expenses - Courier	27.60
	Expenses - Courier	9.78
	Expenses - Phone toll	1.20
	Expenses -Phone toll	0.36
	Expenses - Courier	16.10
	Expenses - Phone toll	1.00
08/10/90	Expenses - Courier	24.44
	Expenses - Phone toll	0.12

427 More

		Amount
08/10/90	Expenses - Phone toll	0.28
08/14/90	Expenses - Courier	25.88
08/15/90	Expenses - Courier	9.78
08/16/90	Expenses - Phone toll	0.56
	Expenses - Courier	12.36
	Expenses - Courier	21.28
08/17/90	Expenses - Courier	12.36
	Expenses - Courier	40.37
	Expenses - Facsimile/S. Rich	6.00
	Expenses - Courier	15.53
	Expenses - Courier	9.78
	Expenses - Dinner,Hamel & wif	51.31
08/18/90	Expenses - Rental car - WBB	117.97
08/20/90	Expenses - Courier	20.44
	Expenses - Phone toll	0.83
	Expenses - Phone toll	0.35
08/21/90	Expenses - Courier	9.78
	Expenses - Phone toll	0.74
	Expenses - Courier	56.93
	Expenses - Phone toll	0.24
08/22/90	Expenses - Facsimile/Wellingt	6.00
	Expenses - Facsimile/S. Rich	6.00
	Expenses - Dinner,all invest.	83.00
	Expenses- Courier	12.36
	Expenses - Courier	9.78
	Expenses - Courier	15.53
	Expenses - Courier	39.65
	Expenses - Phone toll	1.33
	Expenses - Airfare -WBB	564.00
	Expenses - Phone toll	0.32
	Expenses - Courier	39.65
	Expenses - Facsimile/S. Rich	6.00
08/23/90	Expenses - Phone toll	0.27
	Expenses - Phone toll	0.64
	Expenses - Parking	18.00
	Expenses - Courier	27.60
08/24/90	Expenses -Hotel,phone,meal-WB	297.85
08/28/90	Expenses - Facsimile/Hamel	6.00
08/29/90	Expenses -Airfare,RL,AC,WBB	1,411.00
08/31/90	Expenses -Hotel,etc,RL,WB,AC	577.78

	Amount
Total costs	$3,705.84

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1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3009
(305) 662-7363
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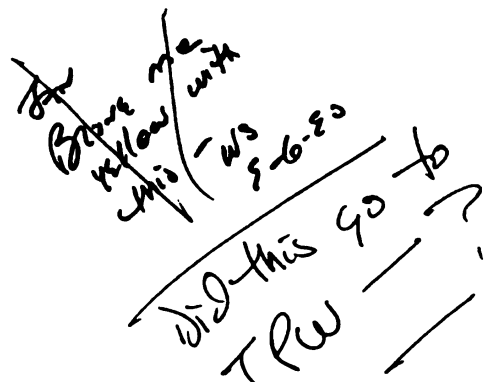
Invoice submitted to:
427 Continued
427 additional

October 5, 1990
Reference: 427
OUR FILE #427

		Amount
	Additional charges:	
08/14/90	Expenses - U/C office rent-WB	3,200.00
08/27/90	Expenses - Phone toll	0.18
	Expenses - Courier	9.78
08/29/90	Expenses -Rent Miami U/C - AC	421.00
	Total costs	$3,630.96

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION,
DEPARTMENT 7151, MIAMI, FLORIDA 33195-7151

The Mackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Fl, 33146-3009



STATEMENT OF SERVICES FOR:

No File Access
Only RL, WBB, AB, GRW, RRW

August 31, 1990
Reference: Project
OUR FILE #427

		Hrs/Rate	Amount
07/01/90	Phone with Hamel Re: letter from Alyeska -WBB	0.50	50.00
07/02/90	Phone with Pat Wellington Re: meetings. Phone with attorney -WBB	0.50	50.00
	Called u/c office to check for telephone messages. Complete payment request form for funds to pay u/c office expenses. Create u/c files for props at u/c office. -AMC	1.00 50.00/hr	50.00
	Data base screens Re: Data base maintenance. -RL	2.00 60.00/hr	120.00
07/03/90	To u/c office to check for fax information, mail and telephone messages. -AMC	0.75 50.00/hr	37.50
	Phone with Pat W. Calls to CH.. -WBB	Q.10	5.00

		Hrs/Rate	Amount
07/05/90	Call u/c office to check for telephone messages. Input telephone subscriber information. On computer to input telephone subscriber information for April and May and outgoing company calls. -AMC	3.50 50.00/hr	175.00
	Obtain subscriber information for April and May records. Go to u/c office to check for fax information, mail and telephone messages. -AMC	3.00 50.00/hr	150.00
	Obtain subscriber information for April and May records. Review records for duplicate subscriber information. Check newspaper for articles. -AMC	0.75 50.00/hr	37.50
	Data base entry. -MC	4.00 35.00/hr	140.00
	Briefing on data base entry for MC. -RL	1.00 60.00/hr	60.00
	Data base audit, sorts, screens. -RL	4.00 60.00/hr	240.00
07/06/90	Obtain subscriber information. Called telephone numbers to obtain subscriber information. -AMC	2.00 50.00/hr	100.00
	Called telephone numbers to obtain subscriber information. -AMC	1.00 50.00/hr	50.00
	Reviewed newspaper articles. Paste up and file in binders. -AMC	0.50 50.00/hr	25.00
	Data entry. -MC	4.00 35.00/hr	140.00

		Hrs/Rate	Amount
07/06/90	Data base - intermediate analysis. -RL	3.00 60.00/hr	180.00
07/09/90	Phone with client and Jon Goodman Re: meet. -WBB		
	Data base analysis of toll calls. Intermediate reports - sorts. -RL	6.50 60.00/hr	390.00
	Data entry - tolls. -MC	6.00 35.00/hr	210.00
	Training new employee on computer to input new subscriber information. -AMC		
	Went to u/c office to check for fax information. Mail and telephone messages. -AMC	1.25 50.00/hr	62.50
07/10/90	Data base report analysis. -RL	2.00 60.00/hr	120.00
	Data entry - tolls. -MC	4.75 35.00/hr	166.25
	Calls to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Went to u/c office to check for fax information, mail and telephone messages. -AMC	1.25 50.00/hr	62.50
	Review newspapers for relevant articles. Cut and paste articles. Put in binders. -AMC	0.50 50.00/hr	25.00
07/11/90	Phone with Mrs. Hamel. Fax to Ken Ewell. Conversation with CH. Review letter from Jon Goodman. Fax legal document to Pat W. -WBB	1.25 75.00/hr	93.75

		Hrs/Rate	Amount
07/11/90	Data base reports and analysis. -RL	2.50 60.00/hr	150.00
	Data entry - tolls. -MC	6.00 35.00/hr	210.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Review newspapers for relevant articles. Paste up and file in binder. -AMC	0.50 50.00/hr	25.00
	To u/c office to check for fax information, mail and telephone messages. -AMC	0.25 50.00/hr	12.50
07/12/90	Brief to Pat Wellington Re: phone hits and general infor. -WBB	0.50 75.00/hr	37.50
	Phone with Hamel. Phone brief with PW again. -WBB	0.50 75.00/hr	37.50
	Data base reports - edit and sort. -RL	3.00 60.00/hr	180.00
	Data base analysis - brief clients. -RL	2.50 60.00/hr	150.00
	Data entry - tolls. -MC	5.25 35.00/hr	183.75
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Memo Re: undercover message received on undercover answering machine. -AMC	0.10 50.00/hr	5.00
07/13/90	Data base analysis. -RL	2.50 60.00/hr	150.00

		Hrs/Rate	Amount
	Went to u/c location to pay rent - office closed. -AMC		
07/14/90	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
07/15/90	Call to u/c office to check for telephone messages. -AMC		
07/16/90	Phone with Chuck Hamel Re: plans and trip to Washington, D.C. -WBB	0.50 75.00/hr	37.50
	Phone with Pat Wellington Re: plans to meet, etc. -WBB	0.10 75.00/hr	7.50
	Data base printout analysis. -RL	2.50 60.00/hr	150.00
	Data entry - tolls. -MC	6.50 35.00/hr	227.50
	Obtained photocopies of money order for file. Mailed payment to MCI. -AMC	0.10 50.00/hr	5.00
	Reviewed newspapers for Relevant articles. -AMC	1.00 50.00/hr	50.00
07/17/90	Data base analysis with MC. -RL	2.00 60.00/hr	120.00
	Calls Re: number ID's. -RL	2.50 60.00/hr	150.00
	Data entry - tolls. -MC	4.50 35.00/hr	157.50
	Went to u/c office to check for telephone messages. Mail and fax information. -AMC	1.50 50.00/hr	75.00

		Hrs/Rate	Amount
07/18/90	Phone conference with Pat Wellington. -WBB	0.50 75.00/hr	37.50
	Briefings with MC. -RL	0.50 60.00/hr	30.00
	Data entry - tolls. -MC	4.25 35.00/hr	148.75
07/19/90	Data base reports - printouts. -RL	2.00 60.00/hr	120.00
	Went to u/c location and paid rent. Total cost $371.00. Check for fax information. Mail and telephone messages. -AMC	1.50 50.00/hr	75.00
	Review newspaper articles for relevant information. Cut, paste up and file in binder. -AMC	1.00 50.00/hr	50.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Seal evidence envelopes. -AC	0.25 50.00/hr	12.50
07/20/90	Tel. number ID's; Report updates. -RL	6.00 60.00/hr	360.00
	Call to P. Wellington Re: Tel. tolls. -RL	0.25 60.00/hr	15.00
	Data entry - tolls. -MC	5.50 35.00/hr	192.50
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Went to u/c office to check for fax information, mail and telephone messages. -AMC	1.25 50.00/hr	62.50

		Hrs/Rate	Amount
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Went to u/c office to check for fax information, mail and telephone messages. -AMC	1.25 50.00/hr	62.50
	Review newspaper for relevant articles. Cut and paste up. -AMC	0.50 50.00/hr	25.00
07/21/90	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
07/22/90	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
07/23/90	Obtain non-pub tolls on Scott. Exp. $100.00. Obtain 17 CNA's on faxed unlisted numbers at $50.00 each. Send fax $850.00. -RL	3.00 60.00/hr	180.00
	Data entry - tolls. -MC	4.50	202.50
07/24/90	Data entry - tolls. -MC	5.75	213.75
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Review newspaper articles for relevant newspaper articles, cut and paste up in binder. -AMC	0.50 50.00/hr	25.00
	Call to u/c office to check for messages. -AMC	0.10 50.00/hr	5.00
	Went to u/c office to check for fax information telephone messages and mail. -AMC	1.25 50.00/hr	62.50
07/26/90	Went to u/c office to check for fax information, mail and telephone messages. -AMC	1.00 50.00/hr	50.00
07/27/90	Obtain toll printout on 206-659-1714. Exp. $145.00. -RL	1.00 60.00/hr	60.00
	Printout analysis - L/D calls Re: loads. Fax to Cl. -RL	2.00 60.00/hr	120.00
	Report printouts; Calls to 206 and 503 Re: Search for contacts - calander printouts. -RL	3.50 60.00/hr	210.00
	Data entry - tolls. -MC	9.00	405.00
	Phone with CH. Memo to JPW. -WBB	1.50 75.00/hr	112.50
07/28/90	Call u/c office to check for messages. -AMC	0.10 50.00/hr	5.00
	Call Dispatch to advise of message left on answering machine to be relayed to WBB. -AMC	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
07/28/90	Briefing with WBB Re: message left on u/c answering machine. -AMC	0.10 50.00/hr	5.00
07/29/90	Call to u/c office to check for messages. -AMC	0.10 50.00/hr	5.00
07/30/90	Obtain tolls on Lois Simpson. -RL	1.00 60.00/hr	60.00
	Call data analysis; time link analysis; calander overlays for cronology; conf. with WBB on investigation and case prep; conf. with client Re: analysis. -RL	6.00 60.00/hr	360.00
	Data input. -MC	6.00	270.00
	Call u/c office to check for messages. -AMC	0.10 50.00/hr	5.00
	Review newspapers for relevant articles cut and paste up in binder. -AMC	0.75 50.00/hr	37.50
	Went to u/c office to check for telephone messages, fax information and mail. -AMC	1.25 50.00/hr	62.50
	Call to u/c office to check for messages. -AMC	0.10 50.00/hr	5.00
	Paste up newspaper articles. -AMC	0.25 50.00/hr	12.50
	Phone with CH. Memo to client. -WBB	1.25 75.00/hr	93.75
07/31/90	Visit u/c office Re: cover calls, pick up supplies for reports. -RL	1.50 60.00/hr	90.00
	Edit data base and calander overlays. Print reports. -RL	5.50 60.00/hr	330.00

		Hrs/Rate	Amount
	Data input. -MC	5.00	225.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Training Adriana on all undercover office procedures. -AMC	0.75 50.00/hr	37.50
	Training Adriana on all undercover procedures, paying bills, receiving fax information, maintaining undercover office. -AMC	0.50 50.00/hr	25.00
	Went to u/c office to train Adriana on maintaining u/c office procedures. -AMC	2.00 50.00/hr	100.00
	Training Adriana in review of relevant newspaper articles and filing procedures for all articles. -AMC	0.50 50.00/hr	25.00
	Completed travel advance request for $500.00 advances for August expenses of undercover office. Photocopied request for file. -AMC	0.25 50.00/hr	12.50
08/01/90	Call Crono Analysis; edit overlays; printouts; Meet with WBB. Conference with W. Richey and J. Goodman. -RL	7.00 60.00/hr	420.00
08/10/90	Round trip airfare, Washington DC - Miami for Sherree Rich and Wayne Black $1168. -WBB		N/C
08/14/90	Legal Fees - Richey and Munroe $2,432.25. Pass thru. -WBB		N/C
	For professional services rendered	223.10	$10,985.00

		Hrs/Rate	Amount
08/14/90	Legal Fees - Richey and Munroe $2,432.25. Pass thru. -WBB		N/C
	For professional services rendered	213.55	$10,507.50
	Additional charges:		
07/05/90	Expenses - Legal Fees		808.50
07/06/90	Expenses - L/D Calls		5.23
07/12/90	Expenses - L/D Calls		0.99
07/13/90	Expenses - Airborne Express		15.53
07/18/90	Expenses - Airborne Express		15.53
	Expenses - Facsimile/Richey		6.00
	Expenses - Airborne Express		15.53
07/19/90	Expenses - U/C Office Rent		371.00
07/23/90	Expenses - Tolls/Scott/RL		100.00
	Expenses - Airborne Express		15.53
	Expenses - 17 CNA's		850.00
07/27/90	Expenses - Tolls		145.00
07/30/90	Expenses - Tolls/Simpson		100.00
08/06/90	Expenses - L/D Calls		1.04
08/08/90	Expenses - Airfare/AC & MC		500.00
08/09/90	Expenses - Airfare/VJ & RL		1,210.00
08/10/90	Expenses - Airfare/WBB & SR		1,168.00
08/14/90	Expenses - Legal Fees		2,432.25
	Total costs		$7,760.13
	TOTAL DUE		$18,267.63

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPARTMENT 7151 MIAMI, FLA 33195-7151

The Wackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Fl, 33146-3009

427 File

STATEMENT OF SERVICES FOR:

No File Access
Only RL, WBB, AB, GRW, RRW

August 20, 1990
Reference: Project
OUR FILE #427

		Hrs/Rate	Amount
07/01/90	Phone with Hamel Re: letter from Alyeska -WBB	0.50	50.00
07/02/90	Phone with Pat Wellington Re: meetings. Phone with attorney -WBB	0.50	50.00
	Organize and review accounts payable and accounts receivable records. AMC	0.50 50.00/hr	25.00
	Call to u/c office to check for telephone messages. -AMC	0.10 50.00/hr	5.00
	Called u/c office to check for telephone messages. Complete payment request form for funds to pay u/c office expenses. Create u/c files for props at u/c office. -AMC	1.00 50.00/hr	50.00
	Paste up and file newspaper articles in binders. -AMC	0.25 50.00/hr	12.50
	Data base screens Re: Data base maintenance. -RL	2.00 60.00/hr	120.00

427

The Wackenhut Corporation
1500 San Remo Avenue
Coral Gables, Fl. 33146
ATTN WAYNE B. BLACK

STATEMENT OF SERVICES FOR:

No File Access
Only RL, WBB, AB, GRW, RRW

July 12, 1990
In reference to: Project
OUR FILE #427

		Hrs/Rate	Amount
05/15/90	Trash cover by Gerry Davis - Actual Cost $590.95 -WBB		
05/29/90	Review new toll information from company telephone against previously identified numbers -AMC	0.45 50.00/hr	22.50
	Develop computer input format for toll information input and analysis -AMC	2.25 50.00/hr	112.50
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
	Call to UC office -RSJ	0.10 50.00/hr	5.00
	UC call to Charlie Hamel with WBB, RL, GC -RSJ	0.25 50.00/hr	12.50
	Inventory of trash -RSJ	0.50 50.00/hr	25.00
	Article review from newspaper Re: oil co. -RSJ	0.50 50.00/hr	25.00

		Hrs/Rate	Amount
05/29/90	Memo Re: inventory of trash -RSJ	0.25 50.00/hr	12.50
	Memo Re: call from Hamel on May 25, 1990 -RSJ	0.10 50.00/hr	5.00
05/30/90	Physical surveillance and trash cover by two investigators in Washington, D.C.	7.50	50.00
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
	Calls to UC office Re: fax -RSJ	0.10 50.00/hr	5.00
05/31/90	Phone with Mr. Hamel Re: returned call to Chuck Hamel - WBB	0.50	40.00
	Call UC Office - message from CH to Jenkins -RSJ	0.10 50.00/hr	5.00
06/01/90	Tel confer with G. Davis Re: Surv in DC - RL	0.25 75.00/hr	18.75
	Tel confer with G. Davis and WBB Re: surv in D.C.	0.25 75.00/hr	18.75
	Create graphics cronology overly (Begin) - RL	2.00 75.00/hr	150.00
	Phone with Hamel - memo dictated - WBB	0.50 75.00/hr	37.50
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
	Call to UC office - Rent $371.00 -RSJ	0.50 50.00/hr	25.00
	Tel conference with G. Davis Re: surv. in DC -RL	0.25 60.00/hr	15.00

		Hrs/Rate	Amount
	Create graphics cronology overlay (Begin) -RL	2.00 60.00/hr	120.00
06/04/90	Phone with client Re: memo of understanding. Fax and phone calls to client - WBB	0.50 75.00/hr	37.50
	Call UC office -RSJ	0.10 50.00/hr	5.00
	Work at UC office - pay for services (fax). Pick up mail services for May $15.00. Review papers -RSJ	1.00 50.00/hr	50.00
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
06/06/90	Call to UC office -RSJ	0.10 50.00/hr	5.00
	Call to UC office -RSJ	0.10 50.00/hr	5.00
	Articles reviewed in paper -RSJ	0.25 50.00/hr	12.50
	Call to UC office -RSJ	0.10 50.00/hr	5.00
	Call to UC office -RSJ	0.10 50.00/hr	5.00
	Call to UC office -RSJ	0.10 50.00/hr	5.00
06/07/90	Input telephone subscriber information -AMC	2.45 50.00/hr	122.50
06/08/90	Input telephone subscriber information -AMC	1.45 50.00/hr	72.50

		Hrs/Rate	Amount
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
06/11/90	Input telephone subscriber information -AMC	3.75 50.00/hr	187.50
	Calls to UC office -RSJ	0.10 15.00/hr	1.50
06/12/90	Meeting with William Richey Re: next weeks plans in Washington, D.C.	3.50 75.00/hr	262.50
	Input telephone subscriber information -AMC	2.25 50.00/hr	112.50
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
	Work at UC office -RSJ	0.75 50.00/hr	37.50
	Call to UC office. Review articles in Alaska papers -RSJ	0.35 50.00/hr	17.50
06/13/90	Calls to UC office - RSJ	0.10 50.00/hr	5.00
06/15/90	Payment to Richey & Munroe for legal services $6,376.70 - WBB		
06/18/90	Calls to Chuck Hamel Re: Thursday's meeting - WBB	0.15 75.00/hr	11.25
	Calls to UC office -RSJ	0.10 50.00/hr	5.00
06/19/90	Depart Hlwd. to Washington, DC Re: u/c investigation -RL	10.00 60.00/hr	600.00

		Hrs/Rate	Amount
06/20/90	Travel to D.C. Airfare $564 - Set up to meet with CH - Phone with Jon Goodman, Esq. - WBB	10.00 75.00/hr	750.00
	Call UC office - message from Hamel -RSJ	0.10 50.00/hr	5.00
	Work at UC office - phone bill $80.66. Collect mail review mail -RSJ	0.50 50.00/hr	25.00
	Articles reviewed in paper -RSJ	0.50 50.00/hr	25.00
	Obtain adjoining suites Re: u/c operation set up u/c for covent video; test system and L.P., P.V. WBB and brief on room set up -RL	10.00 75.00/hr	750.00
06/21/90	Meet with CH in D.C. - calls with Mr. Richey - WBB	10.00 75.00/hr	750.00
	U/C meeting with Hamel; monitor L.P. Re: video of meeting. Breakdown u/c room, return to FLA. Airfare $780.00, hotel $498.32, vehicle $132.46, meals $74.34 -RL	12.00 60.00/hr	720.00
06/22/90	Phone brief to Pat Wellington Re: status of inv - WBB	0.25 75.00/hr	18.75
06/24/90	Audio dubs of exhibit tape -RL	3.00 60.00/hr	180.00
06/25/90	Calls to check messages -RSJ	0.10 50.00/hr	5.00
	Calls u/c office -RSJ	0.10 50.00/hr	5.00
	Input telephone subscriber information -AMC	2.25 50.00/hr	112.50

		Hrs/Rate	Amount
06/26/90	Video exhibit duplicate screens and edit logos -RL	4.50 60.00/hr	270.00
	Input telephone subscriber information -AMC	1.50 50.00/hr	75.00
	Input telephone subscriber information -AMC	2.50 50.00/hr	125.00
06/27/90	Video tape dupes -RL	6.00 60.00/hr	360.00
	Call to undercover office to check for messages -AMC	0.10 50.00/hr	5.00
	Calls to undercover office to check for messages. Input telephone subscriber information. Went to u/c location check for fax information, mail and telephone messages. Reviewed newspapers for articles -AMC	3.50 50.00/hr	175.00
06/28/90	Input telephone subscriber information -AMC	1.50 50.00/hr	75.00
	U/C location and checked for fax information, mail and telephone messages -AMC	1.00 50.00/hr	50.00
06/29/90	Data base analysis -RL	3.00 60.00/hr	180.00
07/01/90	Phone with Hamel Re: letter from Alyeska -WBB	0.50	50.00
07/02/90	Phone with Pat Wellington Re: meetings. Phone with attorney -WBB	0.50	50.00
07/12/90	Input telephone subscriber information -AMC	0.75 50.00/hr	37.50

		Hrs/Rate	Amount
07/26/90	Call to Baltimore, MD Re: Metro Investigations -RL	0.50 60.00/hr	30.00
	For professional services rendered	120.90	$7,129.00
	Additional charges:		
04/02/90	Expenses - Airborne Express		35.00
04/05/90	Expenses - Airborne Express		19.00
	Expenses - Airborne Express		16.00
	Expenses - L/D Calls		3.92
04/07/90	Expenses - L/D Call		2.06
04/08/90	Expenses - L/D Calls		3.22
04/09/90	Expenses - L/D Call		2.44
04/10/90	Expenses - L/D Call		3.82
04/26/90	Expenses - L/D Call		1.10
05/11/90	Expenses - Airborne Express		18.50
05/14/90	Expenses - L/D Call		0.24
05/15/90	Expenses - Trash Cover - WBB		590.95
05/17/90	Expenses - Airborne Express		19.00
	Expenses - L/D Call		2.56
	Expenses - Airborne Express		19.00
05/21/90	Expenses - Airborne Express		18.50
05/22/90	Expenses - L/D Calls		5.45
	Expenses - Airborne Express		18.50
05/23/90	Expenses - L/D Call		1.32
05/24/90	Expenses - L/D Calls		5.10
05/25/90	Expenses - L/D Calls		0.09
05/30/90	Expenses - Airborne Express		18.50
05/31/90	Expenses - Airborne Express		18.50
06/01/90	Expenses - UC Office Rent		371.00
06/04/90	Expenses - Courier/Richey		10.75
	Expenses - Airborne Express		18.50
	Expenses - Mail Services		15.00
06/14/90	Expenses - Airborne Express		19.00
	Expenses - Airborne Express		19.00
06/15/90	Expenses - Legal Services		6,376.70
06/18/90	Expenses - Airborne Express		18.50
06/20/90	Expenses - Telephone Bill		80.66

		Amount
06/20/90	Expenses - Airfare	564.00
06/21/90	Expenses - Meals	74.34
	Expenses - L/D Calls	1.11
	Expenses - Vehicle	132.46
	Expenses - Parking/MIA-WBB	12.00
	Expenses - Hotel	498.00
	Expenses - Airfare	780.00
	Total costs	$9,803.79
	TOTAL DUE	$16,932.79

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION
DEPARTMENT 7151 MIAMI, FLA 33195-7151

The Wackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Florida, 33146-3009

STATEMENT OF SERVICES FOR:

NO FILE ACCESS
RL, WBB, AB, RRW & GRW

June 7, 1990
re: PROJECT
OUR FILE #427

		Hrs/Rate	Amount
04/02/90	On line time - WBB	0.10 25.00/hr	2.50
04/03/90	On line time - WBB	0.75 25.00/hr	18.75
04/06/90	On line time - WBB	0.10 25.00/hr	2.50
04/09/90	On line time - WBB	0.10 25.00/hr	2.50
04/11/90	On line time - WBB	0.10 25.00/hr	2.50
	On line time - WBB	1.10 25.00/hr	27.50
04/22/90	On line time - WBB	0.10 25.00/hr	2.50
04/23/90	Call to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
	Purchase money order for $2.00 for Escambia County Sheriffs police report re Robert L. Swift - money order charge $1.00 - AC	0.25 45.00/hr	11.25
	On line time - WBB	0.20 25.00/hr	5.00
04/25/90	Call to UC office - RSJ	0.10 50.00/hr	5.00
	Call to UC office - RSJ	0.10 50.00/hr	5.00
	Briefing with R.L., G.C., WBB re Hamel - RSJ	1.00 50.00/hr	50.00
	Briefing w/ Rick Lund re phone call to Hamel - RSJ	0.10 50.00/hr	5.00
	Call to Hamel - negative - RSJ	0.10 50.00/hr	5.00
	Calls to Cliff Burgland. Call to Ray Dalthfort. Call to Rick Owen. Call to Sea Grant Program. Calls to Ed Walker - RSJ	0.50 50.00/hr	25.00
	Calls to Hamel - RSJ	0.25 50.00/hr	12.50
04/26/90	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Work at UC office - RSJ	1.00 50.00/hr	50.00
	Obtain subscriber information for phone numbers. Calls to unlisted numbers - AC	2.50 45.00/hr	112.50
	On line time - WBB	0.10 25.00/hr	2.50

		Hrs/Rate	Amount
04/27/90	Discussed in detail investigator Jacobson's phone call with C. Hamel on 4/25/90. Review newspaper from Valdez and Anchorage - GAC	1.00 60.00/hr	60.00
	Obtain tolls on (907) 457-6747 - $145.00 - RL	1.00 60.00/hr	60.00
	Briefing with G.C./ WBB re Washington - RSJ	0.50 50.00/hr	25.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to various sub comm. in D.C. re schedule of hearings - RSJ	0.25 50.00/hr	12.50
	Worked at UC office - RSJ	0.50 50.00/hr	25.00
	Calls to Environmental regulation offices - tolls - RSJ	0.25 50.00/hr	12.50
	Calls to office of Nat'l Resources re house bill 957 - RSJ	0.25 50.00/hr	12.50
	Articles reviewed in newspapers - RSJ	0.50 50.00/hr	25.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
04/30/90	Depart for Washington, D.C. investigation - RL	10.00 60.00/hr	600.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
04/30/90	Work at UC office - RSJ	3.00 50.00/hr	150.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	On line time - WBB	2.50 25.00/hr	62.50
05/01/90	Investigation - Washington, D.C. - RL	10.00 60.00/hr	600.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to the Interior Affair's Comm. in the house in Washington, D.C. re schedule of hearings - RSJ	0.75 50.00/hr	37.50
	Calls to Tall. Dept. Nat'l Resources re bills up for review - RSJ	0.25 50.00/hr	12.50
	Calls to Rep. Lehman's office re HR2945, HR 3751 - RSJ	0.25 50.00/hr	12.50
	Calls from Sec. in Lehman's office re HR bills - RSJ	0.25 50.00/hr	12.50
	Memo re status of bills articles cut out of Alaska - RSJ	0.50 50.00/hr	25.00
	Papers re oil spills, exploration etc - RSJ	0.50 50.00/hr	25.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to Institute for Local self reliance - RSJ	0.10 50.00/hr	5.00
	Calls to Clean Water Action, Washington, D.C. - RSJ	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
05/01/90	Calls to Hamel re trip Wed. - RSJ	0.25 50.00/hr	12.50
	Memo to WBB re phone calls and environmental groups - RSJ	0.25 50.00/hr	12.50
05/02/90	Investigation - Washington, D.C. - RL	10.00 60.00/hr	600.00
	Calls to UC office - RSJ	0.50 50.00/hr	25.00
	Call to arrange airline tickets for Wed. May 9th - RSJ	0.25 50.00/hr	12.50
	Work at UC office. Paid rent - $371.00. Paid for Fax - $2.00 - RSJ	1.00 50.00/hr	50.00
	Calls to Clean Water Action Group. Calls to Friends of the Earth - RSJ	0.25 50.00/hr	12.50
	Articles reviewed in papers - RSJ	0.50 50.00/hr	25.00
05/03/90	Investigation - Washington, D.C. Return flight - RL	10.00 60.00/hr	600.00
	Obtain tolls on Delong - expenses - $100.00 - RL	1.25 60.00/hr	75.00
	Trip expenses. Airfare - $710.00. Rent-a-car - $222.87. Lodging - $547.13. Parking - $19.00. Meals and tips - $221.88. RL		NO CHARGE
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
	Airborne to Alaska fees - $38.00 - WBB		
05/04/90	Obtain info on interest accts. on Hamel - RL	2.50	187.50
	Work at UC office. Collected mail, reviewed phone messages - RSJ	0.50 50.00/hr	25.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
05/06/90	Research veh. reg. re C. Hamel - RSJ	0.25 50.00/hr	12.50
	Inventory of items in envelope - RSJ	1.75 50.00/hr	87.50
	On line time - WBB	0.20 25.00/hr	5.00
05/07/90	Obtain 3rd month phone bills on Hamel - RL	4.00 60.00/hr	240.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Memo re inventory of items - RSJ	0.50 50.00/hr	25.00
	Research aircraft reg. re Hamel - RSJ	0.50 50.00/hr	25.00

		Hrs/Rate	Amount
05/07/90	Research vessel reg. re Hamel. Research vessel reg. in Virginia - RSJ	0.50 50.00/hr	25.00
	Memo re research - RSJ	0.10 50.00/hr	5.00
05/08/90	Meeting with Rick, Wayne, Ricki discussing up coming trip to Washington and overall plan of action - GAC	0.50 60.00/hr	30.00
	Staff meeting/planning and briefing - RL	0.50 60.00/hr	30.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Briefing with WBB, GD, RL - RSJ	0.50 50.00/hr	25.00
	Calls to Hamel, spoke with wife - RSJ	0.10 50.00/hr	5.00
	Calls to Hamel, re meeting - RSJ	0.25 50.00/hr	12.50
	Investigation of CH in D.C. - WBB	2.75	123.75
	On line time - WBB	0.20 25.00/hr	5.00
05/09/90	Meeting with Charlie Hamel at his residence - RSJ	13.50 50.00/hr	675.00
	Airfare for RSJ and WBB Miami, D.C. Miami - $794.00 - WBB		
	Travel to Washington, D.C. to meet with Charles Hamel. Airfare - $563.00. Lunch - $10.39.	11.50 75.00/hr	862.50
05/10/90	Sort tel tolls for data entry - RL	4.75 60.00/hr	285.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00

NO FILE ACCESS

		Hrs/Rate	Amount
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Memo re environmental groups - RSJ	0.10 50.00/hr	5.00
	Phone brief to client - WBB	0.10 75.00/hr	7.50
05/11/90	Calls to UC office. Messages from Hamel - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
05/14/90	Cover prep; conf. w/ WBB - secure travel itinerary and tel. confr. w/ C-1 - RL	1.00 60.00/hr	60.00
	Call to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Work at UC office - RSJ	3.75 50.00/hr	187.50
	Review articles - RSJ	0.50 50.00/hr	25.00
	Brief to client - WBB	0.10 75.00/hr	7.50
05/15/90	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Call to UC office. Phone call from Hamel - RSJ	0.25 50.00/hr	12.50

		Hrs/Rate	Amount
05/15/90	Work at UC office - RSJ	2.25 50.00/hr	112.50
	Research at Fed. Ct. House - copies - $15.00, parking - $3.00 - RSJ	2.50 50.00/hr	125.00
	Calls to VA re surv. Travel preparations re u/c. U/C background - calls to Hamel and couprer co. re Info - w/ WBB. Depart ofc. to fl. Travel fl/WDC national - RL	9.50 60.00/hr	570.00
	Phone with C.H. re trip to Washington on 5/16/90 - WBB	0.50 75.00/hr	37.50
05/16/90	Calls to UC office - RSJ	1.25 50.00/hr	62.50
	Call to WBB at Hamel's residence - RSJ	0.10 50.00/hr	5.00
	Am meeting with G. Davis re surv. P/U WBB re u/c. U/C with Hamel - RL	12.00 60.00/hr	720.00
	Travel to Washington, D.C. to meet with C.H. Airfare - $564.00 - WBB		
	Meet with CH in DC - memo - WBB	10.00 75.00/hr	750.00
05/17/90	Case briefing - AMC	0.25 50.00/hr	12.50
	Collected mail, phone messages at uc location - AMC	1.00 50.00/hr	50.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Briefing w/ WBB re UC office - RSJ	0.25 50.00/hr	12.50
	Work at UC office, collect mail, fax - RSJ	0.25 50.00/hr	12.50

		Hrs/Rate	Amount
05/17/90	Research articles in newspapers - RSJ	0.50 50.00/hr	25.00
	Return Washington, D.C. - Fl - RL	10.00 60.00/hr	600.00
	Graphic production of investigation - RL	2.00 60.00/hr	120.00
	Travel expenses for Rick Lund. Airfare - $710.00, hotel - $139.35, rent-a-car - $176.76, meals - $41.29, misc. and parking - $17.00 - RL		
	Phone with C.H., memo - WBB	0.50 75.00/hr	37.50
	Meeting with Wm. Richey and Jon Goodman re legal opinion. Memo and prep of exhibits - WBB	5.25 75.00/hr	393.75
05/18/90	Computer case material input, review of records for input - AMC	3.75 50.00/hr	187.50
	Research on telephone information from client - AMC	3.00 50.00/hr	150.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Work at UC office. Collect fax, mail - RSJ	3.00 50.00/hr	150.00
	Calls to Charlie Hamel re fax - RSJ	0.25 50.00/hr	12.50
	Calls to library re various Journals - RSJ	0.25 50.00/hr	12.50
	Calls to Hamel re Jenkins' schedule - RSJ	0.25 50.00/hr	12.50
	Meeting re exhibits - RSJ	1.50 50.00/hr	75.00
	Memo re phone conversations w/ Hamel - RSJ	0.25 50.00/hr	12.50

		Hrs/Rate	Amount
05/18/90	Brief w/ WBB on surv. in Washington, D.C. Brief AC on investigation; assign toll call material for analysis and updates - RL	2.00 60.00/hr	120.00
	Exhibit confr. prep graphics. Brief w/ Inv. in D.C., fax - RL	3.00 60.00/hr	180.00
	Graphic illustrations of investigative analysis - RL	2.00 60.00/hr	120.00
	Surv. and trash collection by investigator in D.C. - WBB	8.75	481.25
05/21/90	Research, cross referencing new toll information against previous subscriber info. Preparation of report - AMC	6.25 50.00/hr	312.50
	Research at Miami Dade Public Lib. Main Branch, re George Miller. Copies - $3.80 - RSJ	3.00 50.00/hr	150.00
	Copies of articles to Bill Richey re Miller. Parking - $3.80 - RSJ	2.50 50.00/hr	125.00
	Work at UC office. Faxed letter to C.H. - RSJ	0.50 50.00/hr	25.00
	Research Hamel vehicles - RSJ	0.25 50.00/hr	12.50
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Inventory of trash screen re Scott - RSJ	2.75 50.00/hr	137.50
	Pick up materials from UC office - RSJ	1.00 50.00/hr	50.00
	Graphic production - RL	0.75 60.00/hr	45.00
	Analysis and case preparation - RL	6.50 60.00/hr	390.00
	Graphics production - RL	1.00 60.00/hr	60.00

		Hrs/Rate	Amount
	Review data. Phone with Wm. Richey re legal opinion. Phone with Fisher and Phillips re Whistle Blower info - WBB	1.25 75.00/hr	93.75
	Prep report to JPW. Phone with Jon Goodman, Esq. - WBB	0.50 75.00/hr	37.50
	Conference with John Goodman and Wm. Richey - WBB	0.50 75.00/hr	37.50
05/22/90	Research, cross referencing new toll information against previous subscriber information - AMC	6.75 50.00/hr	337.50
	Work at UC office. Calls to various representatives re oil exploration. Picked up fax from C.H. Inventory of trash from Hamel's residence. 2 memos re trash screens - RSJ	4.75 50.00/hr	237.50
	U/C background notes re RSJ - RL	1.00 60.00/hr	60.00
	Received verbal tolls on Scott. Expenses - $50.00 - RL	1.00 60.00/hr	60.00
05/23/90	Research, cross referencing new toll information against previous subscriber information - AMC	2.25 50.00/hr	112.50
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00
	Calls to UC office - RSJ	0.10 50.00/hr	5.00

		Hrs/Rate	Amount
05/23/90	Trash cover and counter-surveillance of Hamel in Washington - WBB	16.50	825.00
	Dockets & complaints for CH cover from courthouse, costs - $76.50.		
05/24/90	Calls to UC office - RSJ	3.00 50.00/hr	150.00
05/25/90	Identifying telephone subscriber information - AMC	2.00 50.00/hr	100.00
	Research telephone subscriber information for comparison with employee lists - AMC	1.50 50.00/hr	75.00
	Calls to UC office - RSJ	1.10 50.00/hr	55.00
05/29/90	Phone with CH. Memo to client. Phone with Wm. L. Richey, Esq. - WBB	1.25 75.00/hr	93.75
	For professional services rendered	275.55	$15,551.25
	Additional charges:		
04/04/90	Expenses - evidence envelopes		125.00
04/23/90	Expenses - police report - AC		2.00
04/27/90	Expenses - AIRBORNE EXPRESS		19.00
	Expenses - tolls (907) - RL		145.00
05/01/90	Expenses - AIRBORNE EXPRESS		16.00
05/02/90	Expenses - rent uc office-RSJ		371.00
05/03/90	Expenses - AIRBORNE EXPRESS		38.00
	Expenses - meals & tips - RL		221.88
	Expenses - parking - RL		19.00
	Expenses - airfare - RL		710.00
	Expenses - rent-a-car - RL		222.87
	Expenses - lodging - RL		547.13
	Expenses - tolls - Delong		100.00
05/04/90	Expenses - obtain info - RL		85.00
05/08/90	Expenses - database code		150.00
05/09/90	Expenses - lunch - WBB		10.39
	Expenses - AIRBORNE EXPRESS		19.00
	Expenses - airfare - WBB		563.00
	Airfare MIA - DC - RSJ & WBB		794.00

		Amount
05/15/90	Expenses - copies - RSJ	15.00
	Expenses - parking - RSJ	3.00
05/16/90	Expenses - airfare - WBB	564.00
05/17/90	Expenses - hotel - RL	139.35
	Expenses - airfare - RL	710.00
	Expenses - misc./parking - RL	17.00
	Expenses - meals - RL	41.29
	Expenses - rent-a-car - RL	176.76
05/21/90	Expenses - parking - RSJ	1.00
	Expenses - copies - RSJ	3.80
	Expenses - FL.DMV (3) titles	36.00
05/22/90	Expenses - tolls - RL	50.00
05/23/90	Expenses - cab - WBB	21.40
	Expenses - airfare S.F. - WBB	766.00
	Expenses - hotel - WBB	156.00
	Expenses - dockets/complaints	76.50
	Total costs	$6,935.37
	TOTAL DUE	$22,486.62

PLEASE MAKE CHECK PAYABLE TO THE WACKENHUT CORPORATION DEPARTMENT 7151
MIAMI, FL. 33195-7151

he Wackenhut Corporation
Special Investigations Division
1500 San Remo Avenue
Coral Gables, Fl, 33146-3009

file 427

No file access - WBB & RL
AB, RRW & GRW

April 4, 1990
Re: Project #427

		Hrs/Rate	Amount
03/05/90	Strategy meeting w/ WBB; GC - RL	2.00	80.00
	Meeting with Rick Lund, Wayne Black and client - GAC	4.00	160.00
3/06/90	Calls to 907 re Tel Background - RL	0.50 60.00/hr	30.00
	Research on background information - RL	0.50 60.00/hr	30.00
03/07/90	Conf. at Penthouse with client - RL	2.00 60.00/hr	120.00
	W/ GAC re cover - RL	0.50 60.00/hr	30.00
	Meet w/ WBB; escort client to Hotel. Research - VA numbers - Confr. w/ WBB; media material - Rl	0.50 60.00/hr	30.00
	Meeting with Wayne Black, Rick Lund & client. Case planning with Rick Lund - GAC	3.25 60.00/hr	195.00
03/09/90	U/C Prep - RL	3.25 60.00/hr	195.00

		Hrs/Rate	Amount
	Planned course of investigation with Rick Lund and Wayne Black - GAC	4.00 60.00/hr	240.00
03/11/90	Graphic design - RL	1.25 60.00/hr	75.00
03/12/90	Letterhead graphics - RL	2.00 60.00/hr	120.00
	Rent U/C office - RL	2.00 60.00/hr	120.00
	UC Business prep - RL	1.75 60.00/hr	105.00
	Letterhead graphics - RL	0.10 60.00/hr	6.00
03/13/90	Plan u/c operation - RL	2.50 60.00/hr	150.00
	Set up accounting program for u/c - RL	1.00 60.00/hr	60.00
	Obtain LD tolls - RL	1.00 60.00/hr	60.00
	Planning UC operation - GAC	2.50 60.00/hr	150.00
	Planning UC operation - GAC	2.00 60.00/hr	120.00
03/14/90	Research history of oil drilling in Alaska - GAC	1.25 40.00/hr	50.00
	Briefing of U.C. operation - GAC	2.00 40.00/hr	80.00

		Hrs/Rate	Amount
03/14/90	Purchasing office supplies; printer; telephone; supplies; confr. w/ WBB and GC - RL	6.50 60.00/hr	390.00
	Accounting - RL	0.50 60.00/hr	30.00
	Assemble office equiment - RL	0.50 60.00/hr	30.00
	Obtain subscriber information for Robert Scott - AC	1.50 40.00/hr	60.00
03/15/90	Planning U.C. operation - GAC	0.25 40.00/hr	10.00
	UC briefing - RL	4.25 60.00/hr	255.00
	UC prep - visit uc ofc. re telephone leasign; brief RSJ; radio shack; accouting - RL	3.50 60.00/hr	210.00
	Briefing w/ WBB, GC, RL re case - RSJ	1.00 40.00/hr	40.00
	Phone call w/ Julie Ore from UAA - RSJ	0.25 40.00/hr	10.00
	Reviewed property and leases w/ Rick Lund - RSJ	1.50 40.00/hr	60.00
03/16/90	Fabricate ID's; proof printed cards and stationary - RL	6.00 60.00/hr	360.00
	Travel prep/advances; accounting reports - RL	0.75 60.00/hr	45.00
03/18/90	Brochure design for UC business - RL	0.10 60.00/hr	6.00
03/19/90	Brochure drafts - RL	1.50 60.00/hr	90.00

		Hrs/Rate	Amount
	Accounting and cash advances - RL	1.00 60.00/hr	60.00
	Pick up stationary from printer - RL	1.50 60.00/hr	90.00
	Luggage tags/case file - RL	1.00 60.00/hr	60.00
	Phone call to obtain credit on Charles Homel. Phone calls to obtain corporate information on trustees for Alaska - AC	0.50 40.00/hr	20.00
	Received toll information of Charles Hamel from Rick Lund. Obtain subscriber information for all numbers - AC	2.40 40.00/hr	96.00
	Articles reviewed/briefing w/ WBB - RSJ	1.25 40.00/hr	50.00
	Phone conf. w/ Julie Ore re intenerary - RSJ	0.10 40.00/hr	4.00
	Review of article re oil history - RSJ	2.25 40.00/hr	90.00
03/20/90	Lit research in Miami to back-up Ecolit - WBB	6.10 40.00/hr	244.00
	Travel to meet with client. Three days inv. in Alaska - WBB	0.25 75.00/hr	18.75
	Investigation - Anchorage - RL	10.00 75.00/hr	750.00
	Obtain subscriber information for toll numbers frequently dialed by C. Hamel. In Alaska unable to get business listings - AC	4.50 40.00/hr	180.00

		Hrs/Rate	Amount
	Obtain subscriber information for toll numbers frequently dialed by C. Hamel. In Alaska unable to get business listings - AC	4.50 [redacted]/hr	180.00
	Investigation/conference - RSJ	10.00 [redacted]/hr	400.00
03/21/90	Investigation Anchorage - RL	12.00 75.00/hr	900.00
	Investigation/conference - RSJ	10.00 [redacted]/hr	400.00
03/22/90	Investigation Anchorage - RL	12.00 75.00/hr	900.00
	Investigation/conference - RSJ	10.00 [redacted]/hr	400.00
03/23/90	Investigation Anchorage - RL	12.00 75.00/hr	900.00
	Investigation/conference - RSJ	10.00 [redacted]/hr	400.00
03/24/90	Investigation Anchorage - RL	12.00 75.00/hr	900.00
	Investigation/conference - RSJ	10.00 [redacted]/hr	400.00
03/25/90	Investigation Anchorage - RL	12.00 75.00/hr	900.00
	Expenses - 3/20 trip - RL	[redacted]	[redacted]
03/26/90	Calls re briefing and tech analysis - RL	1.00 60.00/hr	60.00

		Hrs/Rate	Amount
03/26/90	Telephone collection and analysis - RL	4.00 60.00/hr	240.00
	Briefing w/ RL re furniture - RSJ	0.75 40.00/hr	30.00
	Briefing w/ WBB re Alaska conf - RSJ	0.50 40.00/hr	20.00
	Dictate memo re Charlie Hamel - RSJ	0.25 40.00/hr	10.00
	Expense reimbursement form completed - RSJ	0.50 40.00/hr	20.00
03/27/90	Correspondence - RL	0.50 60.00/hr	30.00
	Case conference. Debrief U/C. Phone toll analysis. Planning session. Travel itenerary - RL	6.50 60.00/hr	390.00
	Reviewed memos/articles w/ GC [illegible] dismissed UC office - RSJ	1.00 40.00/hr	40.00
	Breifing w/ GC, RL, WBB re meeting w/ Charlie Hamel - RSJ	2.00 40.00/hr	80.00
	[illegible] - RSJ	0.50 40.00/hr	20.00
	Phone calls to various furniture rental places - RSJ	0.75 40.00/hr	30.00
	Phone calls to research cases re Oil Co. - RSJ	0.25 40.00/hr	10.00
	Phone calls re furniture - RSJ	0.25 40.00/hr	10.00
03/28/90	Phone call to research furniture - RSJ	1.50 40.00/hr	60.00

No file access - only Rick Lund

		Hrs/Rate	Amount
	Keys made for Ecolit Off. - RSJ	0.50 [illegible]/hr	20.00
	[illegible]Cort Furniture Rental - RSJ	1.00 [illegible]/hr	40.00
	Visited Aaron Rents Furn. to rent furn. - RSJ	2.00 [illegible]/hr	80.00
	Analysis, reports; conf. w/ RJ re UC business confr w/ RJ re UC business. Conf. w/ GC re itinerary; preparations; equipments; documents; adverts in local paper; additional leads; 2 calls to travel agent re UC travel; obtain 6 CNA's on fax numbers. Conf. w/ WBB re reports - RL	5.00 60.00/hr	300.00
	Telephone service UC office - RL	2.00 60.00/hr	120.00
	Mark evidence; review reports; accounting of U/C business; meet w/ WBB RJ re furniture arrangements; confr. call re GC on newspaper ads [illegible]	2.50 60.00/hr	150.00
03/29/90	Phone call to U.S. Coast Guard for information on "The James Hamel" and other vessels registered to C. Hamel - AC	0.25 40.00/hr	10.00
	[illegible]	[illegible]	[illegible]
	Purchased furn. - RSJ	2.00 [illegible].00/hr	80.00

No file access - only Rick Lund

		Hrs/Rate	Amount
03/29/90	Assemble investigative recording kits; test; prep for shipping. Long Range Video, Covert Video System, Audio Sub Systems, Body transmitter and receiver, body recorders, purchase cables and wire - RL	8.00 60.00/hr	480.00
03/30/90	Phone calls to obtain subscriber information for toll calls. Phone calls to Germany - AC	1.25 40.00/hr	50.00
	For professional services rendered	298.60	$17,419.00

Additional charges:

03/01/90	Expenses - communications	[illegible]
03/15/90	Exp - round trip air RSJ/WBB	2,554.00
	Exp - courier delivery — NO WPM	34.00
	Expenses - courier AM. EX	34.00
03/16/90	Exp - CNA/tolls	[illegible]
03/20/90	Exp - hotel/food/phone - WBB	558.53
	Expenses - court research	[illegible]
03/25/90	Expenses - car rental - RL	139.28
	Expenses - hotel - RL	672.12
	Expenses - airfare - RL	1,318.92
	Expenses - meals/tips - RL	189.65
	Expenses - parking - RL	49.00
	Expenses - film proc./batt.'s	57.78
03/26/90	Expenses - CNA's 8 @ $50.00	400.00
03/28/90	Expenses - 6 CNA's - RL	300.00
	Expenses - Loveseat - RJ	148.40
	Expenses - keys made - RSJ	3.15
03/29/90	Expenses - tissues - RSJ	0.88
	Expenses - desk - RSJ	83.74
	Expenses - cables/wire - RL	79.92
	Expenses - trash can - RSJ	4.14
03/30/90	Expenses - desk - RJ	83.74
	Expenses - supplies - RJ	0.83
	Expenses - supplies - RJ	4.14

No file access - only Rick Lund

		Amount
03/30/90	Expenses - Furniture - RJ	103.74
	Total costs	$6,979.96
	Total amount of this bill	$24,398.96

Mercantile Credit Assoc. Inc.

4699 NORTH STATE ROAD #7, SUITE T
FORT LAUDERDALE, FLORIDA 33319
BROWARD (305) 485-9212 / 13 • DADE (305) 940-5058 / 59

THE WACKENHUT CORP.
SPECIAL INVESTIGATION DIV
1500 SAN REMO AVENUE 2 FL
CORAL GABLES FL 33146

3/30/1990

Invoice Number | Amount Due | Date

ACCOUNTS PAYABLE

STATEMENT

Inv #	Inv Date	Description	Inv Amount	Balance
908	3/19/1990	CHARLES HAMEL #427	15.00	210.00
4070	3/28/1990	DANIEL LAWN #427	30.00	270.00
4071	3/28/1990	KENNETH ADAMS #427	30.00	300.00
4072	3/28/1990	ROBERT SCOTT #427	30.00	330.00

TOTAL 330.00

4-2-90

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THE WACKENHUT CORP.
SPECIAL INVESTIGATION DIV
1500 SAN REMO AVENUE 2 FL
CORAL GABLES FL 33146

5/ 1/1990

ACCOUNTS PAYABLE

STATEMENT

Inv #	Inv Date	Description	Inv Amount	Balance
[redacted]		[redacted]	[redacted]	505.00
4509	4/25/1990	ROBERT LYNN SWIFT #427	85.00	590.00
[redacted]		[redacted]	[redacted]	605.00
[redacted]		[redacted]	[redacted]	620.00
[redacted]		[redacted]	[redacted]	635.00
[redacted]		[redacted]	[redacted]	650.00
[redacted]		[redacted]	[redacted]	665.00
[redacted]		[redacted]	[redacted]	680.00
[redacted]		[redacted]	[redacted]	695.00
[redacted]		[redacted]	[redacted]	710.00

Pd Ck 44430 5/23/90

TOTAL 710.00

LIST OF FILES

VOLUME I

1. Kenneth Adams
2. Airfare File
3. Alyeska Company Policy
4. Alyeska Company Roster
5. Alyeska Investigative File
6. Billing File
7. Correspondence From Alyeska
8. Expense Reimbursement File
9. GC - Expense File
10. RL - Expense File
11. RSJ - Expense File
12. WBB - Expense File
13. Facsimile Memos to Client
14. Graphics File
15. GDI (Gerald Davis Investigations)
16. Charles Hamel
17. 427 - Infotrak
18. Daniel Lawn

VOLUME II

1. Interoffice Memos
2. Letters to Alyeska
3. Management Information Technologies, Inc.
4. Miscellaneous Correspondence
5. Miscellaneous Invoices
6. News Articles
7. WBB - Notes
8. AMC - Notes
9. GC - Notes
10. RSJ - Notes
11. RL - Notes
12. Pictures
13. Preliminary Background Information (From Client)
14. Report of Investigation
15. Robert Scott
16. The Ecolit Group File
17. Training Material
18. Trustee for Alaska
19. UC Seminar Handouts

VOLUME III

1. Report of Investigation Binders
2. Management Analysis Company Book
3. GAIA - Atlas

427.uu

Alyeska pipeline
SERVICE COMPANY

1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

Chiberk, N.A.

277366

DATE	CHECK NO
07/03/90	277366

AMOUNT
******606,271.83

PAY EXACTLY ******606,271 DOLLARS AND 83 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

⑈277366⑈ ⑆021000089⑆ 880 40493735⑈ ⑈00606271833⑈

[redacted]

[redacted]

EXHIBIT 14

Alyeska pipeline SERVICE COMPANY

1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

Citibank, N.A.
399 PARK AVENUE
NEW YORK, N.Y. 10043

1-8
210

277923

DATE	CHECK NO
07/12/90	277923

AMOUNT
******612,826.20

PAY EXACTLY ******612,826 DOLLARS AND 20 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

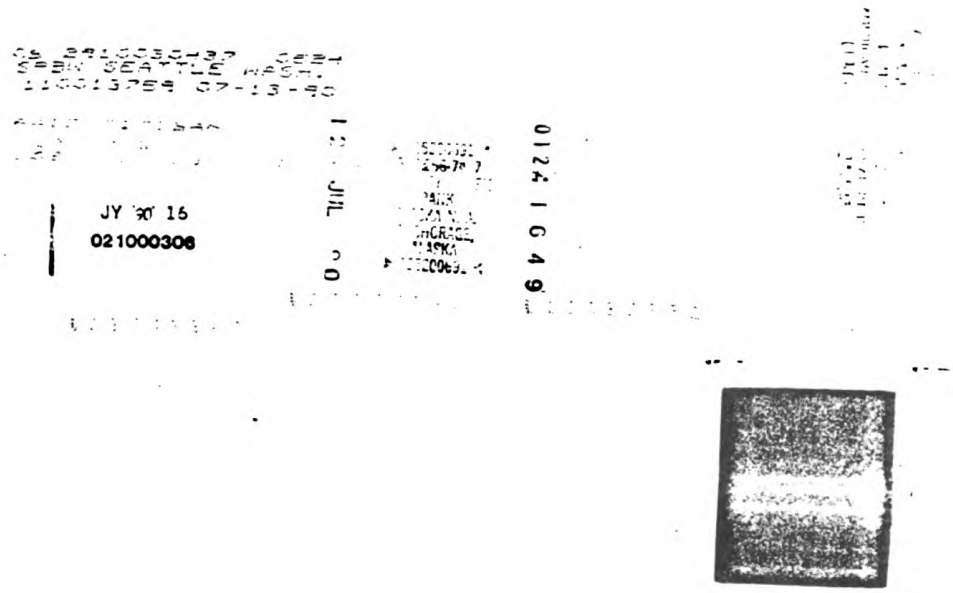
Alyeska pipeline SERVICE COMPANY

[illegible]

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JY '90 16
021000306
0124 1649



Alyeska pipeline SERVICE COMPANY

1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

Citibank, N.A.

1-8
210

278781

DATE	CHECK NO
07/20/90	278781

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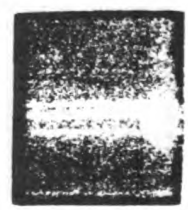
PAY EXACTLY ******617,952 DOLLARS AND 67 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

⑈278781⑈ ⑆021000089⑆ 880 40493735⑈ ⑈00617952⑈





Alyeska pipeline
SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

Citibank, N.A.
NEW YORK, N.Y. 10043

1-8
210

281295

DATE	CHECK NO
08/31/90	281295

AMOUNT
******643,556.75

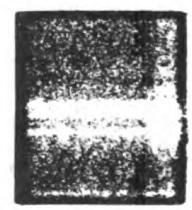
PAY EXACTLY ******643,556 DOLLARS AND 75 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

⑈281295⑈ ⑆021000089⑆ 880 40493735⑈ ⑈00643556⑆75⑈





PAY TO THE ORDER OF
SECURITY PACIFIC BANK ALASKA
ANCHORAGE, AK 99510-7007
⑆125200598⑆
FOR DEPOSIT ONLY
AMERICAN GUARD AND ALERT INC.
0100852444

0113 / 734

06 JUNE 90

50 06 35
08 1000308

Alyeska pipeline
SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE, ALASKA 99512

Citibank, N.A.
NEW YORK, N.Y.

1-8
210

285065

DATE 11/02/90 | CHECK NO. 285065

AMOUNT ******582,691.06

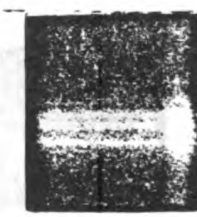
PAY EXACTLY ******582,691 DOLLARS AND 06 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT INC CITIBANK
P.O. BOX 102339
ANCHORAGE AK 99510

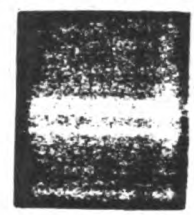
Alyeska pipeline
SERVICE COMPANY

⑈285065⑈ ⑆021000089⑆ 880 40493735⑈ ⑈0058269106⑈





PAY TO THE ORDER OF
SECURITY PACIFIC BANK ALASKA
ANCHORAGE, AK 99510-7007
:125200691:
FOR DEPOSIT ONLY
AMERICAN GUARD AND ALERT INC.
0100152244



0319072

▶ 125200691 ◀
907-266-7417
SECURITY PACIFIC
BANK
ALASKA N. A.
ANCHORAGE,
ALASKA
▶ 125200691 ◀

02 NOV 90

PAID CITIBANK

NO '90 06
021000306



Alyeska pipeline
SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE, ALASKA 99512

Citibank, N.A.
1-9
210

287114

DATE	CHECK NO
12/07/90	287114

AMOUNT
******540,498.05

PAY EXACTLY ******540,498 DOLLARS AND 05 CENTS

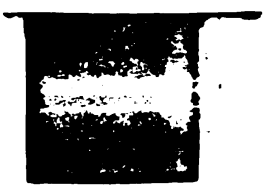
TO THE ORDER OF

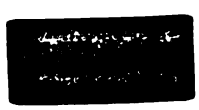
AMERICAN GUARD AND ALERT [illegible]
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

[illegible] 12-10-90

⑈287114⑈ ⑆021000089⑆ 880 40493735⑈ ⑈0054049805⑈





PAY TO THE ORDER OF
SECURITY PACIFIC BANK ALASKA
ANCHORAGE, AK 99510-7007
FOR DEPOSIT ONLY
AMERICAN GUARD AND ALERT INC.

DE 90 11
021000308

07 DEC 90

J545 I 28

Alyeska pipeline SERVICE COMPANY

1835 SOUTH BRAGAW STREET ANCHORAGE, ALASKA 99512

Citibank, N.A.

1-8
210

288325

DATE	CHECK NO
12/14/9[illegible]	288325

AMOUNT
******528,584.18

PAY EXACTLY ******528,584 DOLLARS AND 18 CENTS

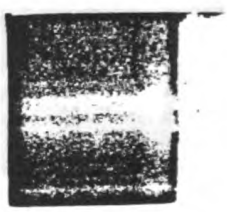
TO THE ORDER OF

AMERICAN GUARD AND ALE[illegible]
P.O. BOX [illegible]2339
ANCHORAGE AK 9951[illegible]

Alyeska pipeline SERVICE COMPANY

[illegible]

"288325" :021000089: 680 40493735" "00528584 18"





PAY TO THE ORDER OF

0100852244

02 1000306

Alyeska pipeline
SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE, ALASKA 99512

Citibank, N.A.
1-9
210

293117

DATE	CHECK NO
03/08/91	293117

AMOUNT
******439,082.97

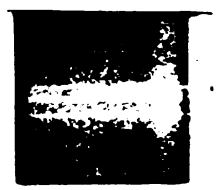
PAY EXACTLY ******439,082 DOLLARS AND 97 CENTS

TO THE ORDER OF

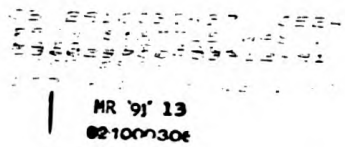
AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

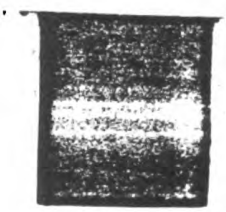
⑈293117⑈ ⑆021000089⑆ 880 40493735⑈ ⑈0043908297⑈






MR '91 13
021000306

FOR DEPOSIT ONLY
AMERICAN GUARD AND ALERT INC.
0100152446





Alyeska pipeline
SERVICE COMPANY

1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

Citibank, N.A.

1-8
210

294315

DATE	CHECK NO.
03/28/91	294315

AMOUNT
******507,418.51

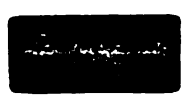
PAY EXACTLY ******507,418 DOLLARS AND 51 CENTS

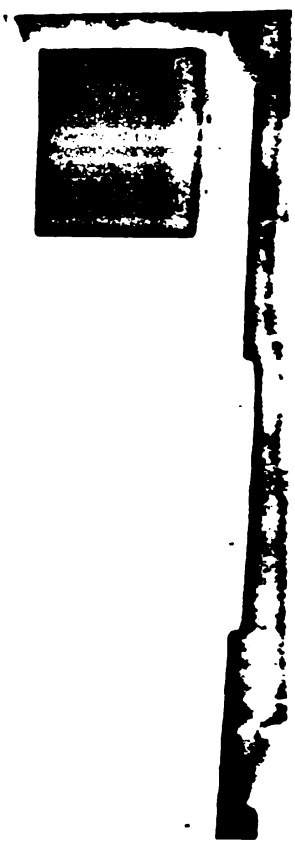
TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

⑈294315⑈ ⑆021000089⑆ 880 40493735⑈ ⑈00507418516⑈



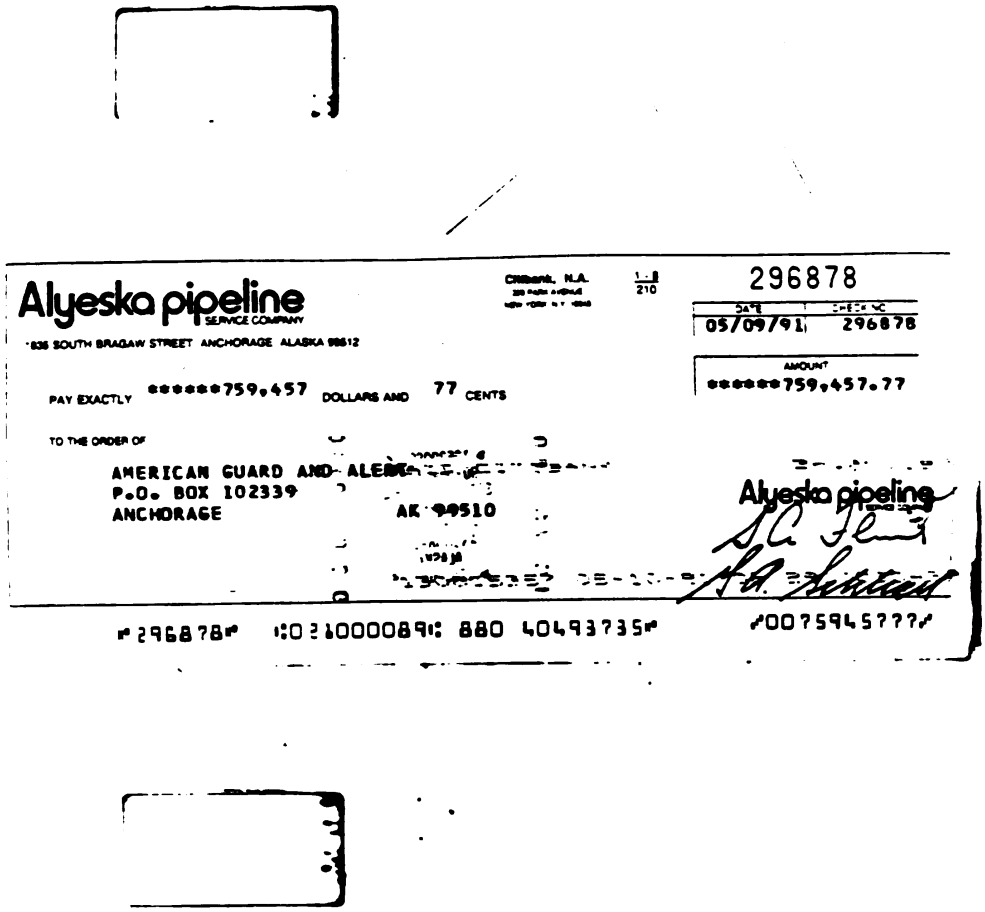


PAY TO THE ORDER OF
SECURITY PACIFIC BANK ALASKA
ANCHORAGE, AK 99510-7007
FOR DEPOSIT ONLY
AMERICAN GUARD AND ALERT INC.

AP '91' 01
021000306







Alyeska pipeline
SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE ALASKA 99512

CHEMICAL N.A.

1-8
210

296878

DATE 05/09/91
CHECK NO 296878

AMOUNT
******759,457.77

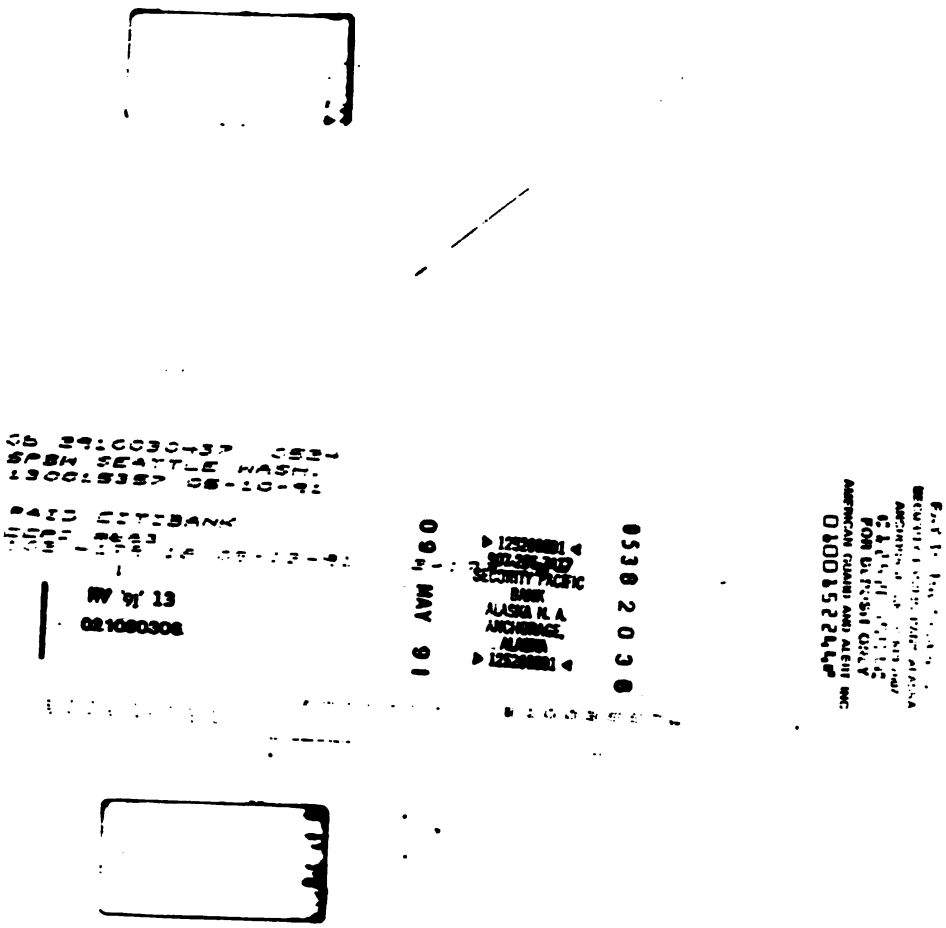
PAY EXACTLY ******759,457 DOLLARS AND 77 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALE
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline

⑈296878⑈ ⑆021000089⑆ 880 40493735⑈ ⑈00759457??⑈


SEATTLE WASH.
CITIBANK
MAY 13
02108030
MAY 91
SECURITY PACIFIC
BANK
ALASKA N. A.
ANCHORAGE,
ALASKA
0538 2 0 3 0
AMERICAN GUARD AND ALERT INC
0 0 0 8 5 2 2 6 4 0

VENDOR NO A*0650 P — CHECK NO 301611
VENDOR NAME AMERICAN G... — DATE 07/31/91 — PAGE

DATE	INVOICE NO	VOUCHER	GROSS	DISCOUNT	NET
07/31/91	14303		582.629.19		582.629.19
	TOTAL		582.629.19		582.629.19

Jerri Ellwood

VERIFIED

Alyeska pipeline SERVICE COMPANY

DETACH VOUCHER BEFORE DEPOSITING

Alyeska pipeline SERVICE COMPANY
1835 SOUTH BRAGAW STREET ANCHORAGE, ALASKA 99512

Citibank, N.A.
1-8/210

301611

DATE	CHECK NO
07/31/91	301611

AMOUNT ******582.629.19

PAY EXACTLY ******582.629 DOLLARS AND 19 CENTS

TO THE ORDER OF

AMERICAN GUARD AND ALERT
P.O. BOX 102339
ANCHORAGE AK 99510

Alyeska pipeline SERVICE COMPANY

NOT-NEGOTIABLE

CopyPlus

AMERICAN GUARD
AND ALERT, INCORPORATED
PH. 907-272-8884
P. O. BOX 102339
ANCHORAGE, AK 99510-2339

SECURITY PACIFIC BANK ALASKA

11035

PAY

TO THE ORDER OF		DATE	AMOUNT
	THE WACKENHUT CORPORATION CORAL GABLES, FLORIDA	05/21/90	$25,766.54

Vincent A. Tout
Rhonda L. Mitchell

⑈011035⑈ ⑆125200691⑆0100152244⑈

AMERICAN GUARD
AND ALERT, INCORPORATED

DETACH AND RETAIN THIS STATEMENT

DELUXE - FORM TWC-3 V-2

DATE	DESCRIPTION		AMOUNT
05/21/90	Investigative services	$17,833.25	
	Expenses	7,933.29	
		25,766.54	25,766.54
	A07-6111-ALY01-11	ALYESKA	V

EXHIBIT 15

CopyPlus
Inc Carbon Paper Reproduction
Tear Along Perforation

AMERICAN GUARD AND ALERT, INCORPORATED
PH 907-272-8884
P. O BOX 102339
ANCHORAGE, AK 99510-2339

SECURITY PACIFIC BANK ALASKA

10895

85-45 252

PAY TO THE ORDER OF Wackenhut of Alaska

DATE 05/08/90

AMOUNT $21,063.71

Lynda Lenfesty
Vincent A. Tew

⑈010895⑈ ⑆125200691⑆010015224⑆

AMERICAN GUARD AND ALERT, INCORPORATED

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY THE RECEIPT DESIRED

DELUXE - FORM TWC-3 V-2

DATE	DESCRIPTION		AMOUNT
05/08/90	Investigative Services	14,058.75	
	Expenses	6,985.96	
	Airborn Express	19.00	
			21,063.71
	A07-6111-ALY01-11 ALYESKA		

WACKENHUT TIME REPORTS
Sorted by Date, Then by Initials

04/23/90 AC 264				
Purchase money order for $2.00 for Escambia County Sheriffs police report re Robert L. Swift - money order charge $1.00 - AC	AC 427 AC	13.00 45.00*	0.25s	3.25 11.25
04/23/90 RSJ 131				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00
04/23/90 RSJ 132				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00*
04/23/90 RSJ 129				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00*
04/23/90 RSJ 130				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00*
04/23/90 RSJ 128				
Call to UC office - RSJ	RSJ 427 RSJ	3.00 50.00*	0.10s	1.30 5.00
04/25/90 RSJ 148				
Call to Hamel . RSJ	RSJ 427 RSJ	13.00 50.00*	0.25s	3.25 12.50
04/25/90 RSJ 147				
Call to Cliff Burgland. Call to Ray Dalthfort. Call to Rick Owen. Call to Sea Grant Program. Call to Ed Walker - RSJ	RSJ 427 RSJ	13.00 50.00*	0.50s	6.50 25.00
04/25/90 RSJ 142				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00	0.10s	1.30 5.00*
04/25/90 RSJ 145				
Briefing w/ Rick Lund re phone call	RSJ	13.00	0.10s	1.30

to Hamel - RSJ	427			
	RSJ	50.00*		5.00*
04/25/90 RSJ 146				
Call to Hamel - negative - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/25/90 RSJ 144				
Briefing with R.L., G.C., WBB re	RSJ	13.00	1.00s	13.00
Hamel - RSJ	427			
	RSJ	50.00*		50.00*
04/25/90 RSJ 143				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/26/90 AC 302				
Obtain subscriber information for	AC	13.00	2.50s	32.50
phone numbers. Calls to unlisted	427			
numbers - AC	AC	45.00*		112.50*
04/26/90 RSJ 154				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00
04/26/90 RSJ 153				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00
04/26/90 RSJ 156				
Work at UC office - RSJ	RSJ	13.00	1.00s	13.00
	427			
	RSJ	50.00*		50.00*
04/26/90 RSJ 155				
Call to Congressman Miller's	RSJ	13.00	0.25s	3.25
chambers re schedule of hearings -	427			
RSJ	RSJ	50.00*		12.50*
04/27/90 GC 35				
Discussed in detail investigator	GC	22.00	1.50s	33.00
Jacobson's phone call with C. Hamel	427			
on 4/25/90. Review newspaper from	GC	60.00*		90.00
Valdez and Anchorage - GAC				
04/27/90 RL 62				
Obtain tolls on (907) 457-6747 -	RL	22.00	1.00s	22.00
$145.00 - RL	427			
	RL	60.00*		60.00

04/27/90 RSJ 166				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/27/90 RSJ 165				
Articles reviewed in newspapers 0 RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
04/27/90 RSJ 157				
Briefing with G.C./ WBB re Washington - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
04/27/90 RSJ 158				
Call to Sandy Jensen - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/27/90 RSJ 164				
Call to office of Nat'l Resources re house bill 957 - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
04/27/90 RSJ 162				
Worked at UC office - RSJ	RSJ	13.00	.05s	6.50
	427			
	RSJ	50.00*		25.00*
04/27/90 RSJ 160				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/27/90 RSJ 161				
Call to various sub comm. in D.C. re schedule of hearings - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
04/27/90 RSJ 159				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/27/90 RSJ 163				
Call to Environmental regulation office - toll - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
04/30/90 RL 66				
Depart for Washington, D.C.	RL	22.00	10.00s	220.00

investigation - RL	427			
	RL	60.00*		600.00
04/30/90 RSJ 168				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/30/90 RSJ 169				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/30/90 RSJ 173				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/30/90 RSJ 172				
Work at UC office - RSJ	RSJ	13.00	1.00s	13.00
	427			
	RSJ	50.00*		25.00*
04/30/90 RSJ 174				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/30/90 RSJ 171				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
04/30/90 RSJ 170				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/01/90 RL 67				
Investigation - Washington, D.C. - RL	RL	22.00	10.00s	220.00
	427			
	RL	60.00*		600.00
05/01/90 RSJ 188				
Call to Clean Water Action, Washington, D.C. - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/01/90 RSJ 187				
Call to Institute for Local self reliance - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*

05/01/90 RSJ 189				
Call to Hamel re trip Wed. - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/01/90 RSJ 190				
Memo to WBB re phone call and	RSJ	13.00	0.25s	3.25
environmental groups - RSJ	427			
	RSJ	50.00*		12.50*
05/01/90 RSJ 178				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/01/90 RSJ 186				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/01/90 RSJ 179				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/01/90 RSJ 180				
Call to the Interior Affair's Comm.	RSJ	13.00	0.10s	1.30
in the house in Washington, D.C. re	427			
schedule of hearings - RSJ	RSJ	50.00*		5.00*
05/01/90 RSJ 181				
Call to Tall. Dept. Nat'l Resources	RSJ	13.00	0.25s	3.25
re bills up for review - RSJ	427			
	RSJ	50.00*		12.50*
05/01/90 RSJ 184				
Memo re status of bills articles	RSJ	13.00	0.50s	6.50
cur out of Alaska - RSJ	427			
	RSJ	50.00*		25.00*
05/01/90 RSJ 185				
Papers re oil spills, exploration	RSJ	13.00	0.50s	6.50
etc - RSJ	427			
	RSJ	50.00*		25.00*
05/01/90 RSJ 183				
Call from Sec. in Lehman's office	RSJ	13.00	0.25s	3.25
re HR bills - RSJ	427			
	RSJ	50.00*		12.50*
05/01/90 RSJ 182				
Call to Rep. Lehman's office re	RSJ	13.00	0.25s	3.25
HR2945, HR 3751 - RSJ	427			

	RSJ	50.00*		12.50*
05/02/90 RL 68				
Investigation - Washington, D.C. - RL	RL	22.00	10.00s	220.00
	427			
	RL	60.00*		600.00
05/02/90 RSJ 196				
Call to Clean Water Action Group. Call to Friends of the Earth - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/02/90 RSJ 194				
Call to arrange airline tickets for Wed. May 9th - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/02/90 RSJ 193				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/02/90 RSJ 195				
Work at UC office. Paid rent - $371.00 Paid for Fax 0 $2.00 RSJ	RSJ	13.00	1.00s	13.00
	427			
	RSJ	50.00*		50.00*
05/02/90 RSJ 197				
Articles reviewed in papers - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
05/03/90 RL 69				
Investigation - Washington, D.C. Return flight - RL	RL	22.00	10.00s	220.00
	427			
	RL	60.00*		600.00
05/03/90 RL 74				
Trip expenses. Airfare - $710.00. Rent-a-car - $222.87. Lodging - $547.13. Parking - $19.00. Meals and tips - $221.88.	RL	22.00*	0.00	
	427			
	RL	60.00		
	RL		NO CHARGE	
05/03/90 RL 72				
Obtain tolls on Delong - expenses - $100.00 - RL	RL	22.00	1.00s	22.00
	427			
	RL	60.00*		60.00
05/03/90 RSJ 208				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*

05/03/90 RSJ 211				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/03/90 RSJ 209				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00
05/03/90 RSJ 207				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/03/90 RSJ 210				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/03/90 WBB 656				
Airborne to Alaska fees - $38.00 - WBB	WBB	30.00*	0.00s*	
	427			
	WBB	75.00		
05/04/90 RL 75				
Obtain info on interest accts. on Hamel - expenses - $85.00 - RL	RL	22.00*	0.00s	*
	427			
	RL	60.00		
NO CHARGE				
05/04/90 RSJ 222				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/04/90 RSJ 225				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		12.50*
05/04/90 RSJ 221				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/04/90 RSJ 220				
Work at UC office. Collected mail, reviewed phone messages - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
05/04/90 RSJ 223				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30

	427			
	RSJ	50.00*		5.00*
05/04/90 RSJ 224				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00
05/06/90 RSJ 226				
Research veh. reg. re C. Hamel -	RSJ	13.00	0.25s	3.25
RSJ	427			
	RSJ	50.00*		12.50*
05/06/90 RSJ 227				
Inventory of items in envelope -	RSJ	13.00	0.75s	9.75
RSJ	427			
	RSJ	50.00*		37.50*
05/07/90 RL 76				
Obtain 3rd month phone bill on	RL	22.00	1.00s	22.00
Hamel - expenses - $145.00 - RL	427			
	RL	60.00*		60.00
05/07/90 RSJ 228				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/07/90 RSJ 230				
Memo re inventory of items - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/07/90 RSJ 233				
Memo re research - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/07/90 RSJ 229				
Call to UC office - RSJ	RSJ	3.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/07/90 RSJ 232				
Research vessel reg. re Hamel.	RSJ	13.00	0.25s	3.25
Research vessel reg. in Virginia -	427			
RSJ	RSJ	50.00*		12.50*
05/07/90 RSJ 231				
Research aircraft reg. re Hamel -	RSJ	13.00	0.25s	3.25
RSJ	427			
	RSJ	50.00*		12.50*

05/08/90 GC 47				
Meeting with Rick, Wayne, Ricki discussing up coming trip to Washington and overall plan of action - GAC	GC 427 GC	22.00 60.00*	1.50s	33.00 90.00
05/08/90 RL 77				
Staff meeting/planning and briefing - RL	RL 427 RL	22.00 60.00*	1.00s	22.00 60.00
05/08/90 RSJ 248				
Call to Hamel, re meeting - RSJ	RSJ 427 RSJ	13.00 50.00*	0.25s	3.25 12.50*
05/08/90 RSJ 247				
Call to Hamel, spoke with wife - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00*
05/08/90 RSJ 245				
Call to UC office - RSJ	RSJ 427 RSJ	13.00 50.00*	0.10s	1.30 5.00*
05/08/90 RSJ 246				
Briefing with WBB, GD, RL - RSJ	RSJ 427 RSJ	13.00 50.00*	0.50s	6.50 25.00*
05/09/90 RSJ 249				
Meeting with Charlie Hamel at his residence - RSJ	RSJ 427 RSJ	13.00 50.00*	13.50s	175.50 675.00*
05/09/90 WBB 669				
Airfare for RSJ and WBB Miami, D.C. Miami - $794.00 - WBB	WBB 427 WBB	30.00* 75.00	0.00s*	
05/09/90 WBB 670				
Travel to Washington, D.C. to meet with Charles Hamel. Airfare - $563.00. Lunch - $10.39.	WBB 427 WBB	30.00* 75.00*	11.50s	345.00 862.50*
05/10/90 RL 87				
Conference with GRW et.al - RL	RL 427 RL	22.00 60.00*	2.00s	44.00 120.00
05/10/90 RL 85				
Sort tel tolls for data entry - RL	RL	22.00	2.00s	44.00

	427			
	RL	60.00*		120.00
05/10/90 RSJ 250				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/10/90 RSJ 251				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/10/90 RSJ 252				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/10/90 RSJ 254				
Memo re environmental groups - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/10/90 RSJ 253				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/10/90 WBB 672				
Phone brief to client - WBB	WBB	30.00	0.10s	3.00
	427			
	WBB	75.00*	7.50*	
05/11/90 RSJ 255				
Calls to UC office. Message from Hamel - RSJ	RSJ	13.0	00.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/11/90 RSJ 257				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/11/90 RSJ 256				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/14/90 RL 92				
Cover prep; conf. w/ WBB - secure travel itinerary and tel. confr. w/ C-1 - RL	RL	22.00	1.00s	22.00
	427			
	RL	60.00*		60.00

05/14/90 RSJ 436				
Work at UC office - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
05/14/90 RSJ 434				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/14/90 RSJ 437				
Review articles - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
05/14/90 RSJ 435				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		25.00*
05/14/90 WBB 675				
Brief to client - WBB	WBB	30.00	0.10s	3.00
	427			
	WBB	75.00*	7.50*	
05/15/90 AC? 616				
Calls to VA re surv. Travel	RL	22.00	9.00s	209.00
preparations re u/c. U/C	427			
background - calls to Hamel and	RL	60.00*		570.00*
couprer co. re Info - w/ WBB.				
Depart ofc. to fl. Travel cond				
copy of Cynthia Valdes credit				
report, first one not readable.				
Call to obtain financial report for				
Ana Contreras. First came back				
with her date of birth but her				
mother's social security number -AC				
05/15/90 RSJ 442				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/15/90 RSJ 444				
Work at UC office - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/15/90 RSJ 441				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*

05/15/90 RSJ 445				
Research at Fed. Ct. House - copies - $15.00, parking - $3.00 - RSJ	RSJ 427	13.00	2.50s	32.50
	RSJ	50.00*		125.00*
05/15/90 RSJ 443				
Call to UC office. Phone call from Hamel - RSJ	RSJ 427	13.00	0.25s	3.25
	RSJ	50.00*		12.50*
05/15/90 WBB 678				
Phone with C.H. re trip to Washington on 5/16/90 - WBB	WBB 427	30.00	0.10s	3.00
	WBB	75.00*		7.50*
05/15/90 WBB 50				
Trash cover by Gerry Davis - Actual Cost $590.95 -WBB	WBB 427-Project	75.00	0.00s	
05/15/90 thru 05/19/90	WBB	75.00*		*
05/16/90 RL 615				
Am meeting with G. Davis re surv. P/U WBB re u/c. U/C with Hamel - RL	RL 427	22.00	12.00s	264.00
	RL	60.00*		720.00*
05/16/90 RSJ 456				
Call to UC office - RSJ	RSJ 427	13.00	0.10s	1.30
	RSJ	50.00*		5.00*
05/16/90 RSJ 457				
Call to UC office - RSJ	RSJ 427	13.00	0.10s	1.30
	RSJ	50.00*		5.00*
05/16/90 RSJ 459				
Call to UC office - RSJ	RSJ 427	13.00	0.10s	1.230
	RSJ	50.00*		5.00*
05/16/90 RSJ 460				
Call to WBB at Hamel's residence - RSJ	RSJ 427	13.00	0.10s	1.30
	RSJ	50.00*		5.00*
05/16/90 RSJ 458				
Call to UC office - RSJ	RSJ 427	13.00	0.10s	1.30
	RSJ	50.00*		5.00*
05/16/90 WBB 680				
Travel to Washington, D.C. to meet with C.H. Airfare - $564.00 - WBB	WBB 427	30.00*	0.00s*	

	WBB	75.00		
05/16/90 WBB 681				
Meet with CH in DC - memo - WBB	WBB	30.00*	0.10s	3.00
	427			
	WBB	75.00*		7.50*
05/17/90 AMC 383				
Case briefing - AMC	AMC	13.00	0.25s	3.25
	427			
	AMC	50.00*		50.00*
05/17/90 AMC 384				
Collected mail, phone messages	AMC	13.00	1.00s	13.00
at location - AMC	427	50.00*		50.00*
05/17/90 RL 607				
Return Washington, D.C. - fl - RL	RL	22.00	10.00s	220.00
	427			
	RL	60.00*		600.00*
05/17/90 RL 610				
Travel expenses for Rick Lund.	RL	22.00*	0.00s*	
Airfare - $710.00, hotel - $139.35	427			
rent-a-car - $176.76, meals -	RL	60.00		
$41.29, misc. and parking - $17.00				
- RL				
05/17/90 RL 609				
Graphic production of investigation	RL	22.00	2.00s	44.00
- RL	427			
	RL	60.00*		120.00*
05/17/90 RSJ 470				
Briefing w/ WBB re UC office - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/17/90 RSJ 468				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/17/90 RSJ 472				
Research articles in newspapers -	RSJ	13.00	0.50s	6.50
RSJ	427			
	RSJ	50.00*		25.00*
05/17/90 RSJ 469				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*

05/17/90 RSJ 471				
Work at UC office, collect mail, fax- RSJ	RSJ	13.00	1.00s	13.00
	427			
	RSJ	50.00*		50.00*
05/17/90 WBB 685				
Meeting with Wm. Richey and Jon Goodman re legal opinion. Memo and Prep of Exhibits - WBB	WBB	30.00*	5.25s	157.50
	427			
	WBB	75.00*		393.75
05/17/90 WBB 684				
Phone with C.H. - WBB	WBB	30.00*	0.10s	3.00
	427			
	WBB	75.00*		7.50*
05/18/90 AMC 389				
Computer for case material input, review of records for input - AMC	AMC	13.00	3.50S	45.50
	427			
	AMC	50.00*		175.00*
05/18/90 AMC 390				
Research on telephone information from client - AMC	AMC	13.00	3.00s	39.00
	427			
	AMC	50.00*		150.00*
05/18/90 RL 619				
Graphic illustrations of investigative analysis of	RL	22.00	2.00s	44.00
	427			
	RL	60.00*		120.00*
05/18/90 RL 617				
Brief w/ WBB on surv. in Washington, D.C. Brief AC on investigation; assign toll call material for analysis and updates - RL	RL	22.00	2.00s	44.00
	427			
	RL	60.00*		120.00*
05/18/90 RL 618				
Exhibit confr. prep graphics. Brief w/ Inv. in D.C., fax - Rl	RL	22.00	3.00s	66.00
	427			
	RL	60.00*		180.00*
05/18/90 RSJ 483				
Meeting re exhibits - RSJ	RSJ	13.00	1.50s	19.50
	427			
	RSJ	50.00*		75.00*
05/18/90 RSJ 484				
Memo re phone conversations w/ Hamel - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/18/90 RSJ 479				

Work at UC office. Calbet fax, mail - RSJ	RSJ 427	13.00	3.00s	39.00
	RSJ	50.00*		150.00*
05/18/90 RSJ 481				
Call to library re various Journals - RSJ	RSJ 427	13.00	0.25s	3.25
	RSJ	50.00*		12.50*
05/18/90 RSJ 482				
Call to Hamel re Jenkins' schedule - RSJ	RSJ 427	13.00	0.25s	3.25
	RSJ	50.00*		12.50*
05/18/90 RSJ 478				
Call to UC office - RSJ	RSJ 427	13.00	0.10s	1.30
	RSJ	50.00*		5.00*
05/18/90 RSJ 480				
Call to CHarlie Hamel re fax - RSJ	RSJ 427	13.00	0.25s	3.25
	RSJ	50.00*		12.50*
05/18/90 WBB 688				
Surv. and trash collection by investigator in D.C. - WBB	WBB 427	30.00	8.75s	262.50
Flat, 481.25*	WBB	75.00		656.25
05/21/90 AMC 393				
Research cross reference new toll information against previous subscriber information - AMC Report - AMC	AMC 427 AMC	13.00 50.00*	0.10s	1.30 5.00*
05/21/90 AMC 395				
Research, cross referencing new toll information against previous subscriber infor. Preparation of	AMC 427 AMC	13.00 50.00*	3.50s	45.50 175.00*
05/21/90 AMC 391				
Research, cross referencing new toll information against previous subscriber information - AMC	AMC 427 AMC	13.00 50.00*	2.00s	26.00 100.00*
05/21/90 RL 612				
Analysis and case preparation - RL	RL 427	22.00	6.50s	143.00
	RL	60.00*		390.00*
05/21/90 RL 611				
Graphic production - RL	RL 427	22.00	1.00s	22.00

	RL	60.00*		60.00*
05/21/90 RL 613				
Graphics production - RL	RL	22.00	1.00s	22.00
	427			
	RL	60.00*		60.00*
05/21/90 RSJ 489				
Researched Hamel vehicles - RSJ	RSJ	13.00	0.25s	3.25
	427			
	RSJ	50.00*		12.50*
05/21/90 RSJ 490				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/21/90 RSJ 492				
Pick up materials from UC office - RSJ	RSJ	13.00	1.00s	13.00
	427			
	RSJ	50.00*		50.00*
05/21/90 RSJ 488				
Work at UC office. Faxed letter to C.H. - RSJ	RSJ	13.00	0.50s	6.50
	427			
	RSJ	50.00*		25.00*
05/21/90 RSJ 491				
Inventory of trash screen re Scott - RSJ	RSJ	13.00	1.75s	22.75
	427			
	RSJ	50.00*		87.50*
05/21/90 RSJ 487				
Dropped off copies of articles to Bill Richey re George Miller.	RSJ	13.00	0.50s	6.50
	427			
Parking - $1.00 - RSJ	RSJ	50.00*		25.00*
05/21/90 RSJ 485				
Research at Miami Dade Public Lib. Main Branch, re George Miller.	RSJ	13.00	3.00s	39.00
	427			
Copies - $3.80 - RSJ	RSJ	50.00*		150.00*
05/21/90 RSJ 486				
Dropped off copies of articles to Bill Richey re George Miller	RSJ	13.00	3.00s	39.00
	427			
Parking - $3.80 - RSJ	RSJ	50.00*		150.00*
05/21/90 WBB 695				
Prep report to JPW. Phone with Jon Goodman, Esq. Review US Law re congressman - WBB	WBB	30.00*	0.50s	15.00
	427			
	WBB	75.00*		37.50*
05/21/90 WBB 710				

Conference with John Goodman and Wm. Richey - WBB	WBB 427 WBB	30.00 75.00*	0.50s	15.00 37.50*
05/21/90 WBB .....693 Review data on Miller. Phone with Wm. Richey re legal opinion. Phone with Fisher and Phillips re Whistle Blower info - WM	WBB 427 WBB	30.00 75.00*	1.25s	37.50 93.75*
05/22/90 AMC .....396 Research, cross referencing new toll information against previous subscriber information - AMC	AMC 427 AMC	13.00 50.00*	2.00s	26.00 100.00*
05/22/90 AMC .....397 Research, cross referencing new toll information against previous subscriber information - AMC	AMC 427 AMC	13.00 50.00*	5.50s	71.50 275.00*
05/22/90 RL .....606 Received verbal tolls on Scott. Expenses - $50.00 - RL	RL 427 RL	22.00 60.00*	1.00s	22.00 60.00*
05/22/90 RL .....601 U/C background notes re RSJ - RL	RL 427 RL	22.00 60.00*	1.00s	22.00 60.00*
05/22/90 RL .....596 U/C background notes re RSJ - RL	RL 427 RL	22.00 60.00*	1.00s	22.00 60.00*
05/22/90 RSJ .....493 Work at UC office. Calls to various representatives re oil exploration. Picked up fax from C.H. Inventory of trash from Hamel's residence. 2 $27.25. Call to Kern County Court, Misd. Division for record search of Felisican, Macias and Hollinquest. Spoke to Virginia. Call to Bakersfield Municipal Court for record search of Feliscian, Macias and Hollinquest, County Misdemeanors. Call to North Kern Municipal Court, Delano/McFarland Branch for record search of Miguel Garnica, Arnold Buchanan, Arthur	RSJ 427 RSJ	13.00 50.00*	4.00s	52.00 200.00

Feliscian, Ernest Macias, Michael Hollinquest. Send requests, no fee for search requests to Kern County Court for Felony search of Arnold Buchanan and Miguel Garnica. $17.50 -AC

05/23/90 AMC 398				
Research, cross referencing new toll information against previous subscriber information - AMC	AMC	13.00	1.00s	13.00
	427			
	AMC	50.00*		50.00*
05/23/90 RSJ 495				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/23/90 RSJ 497				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/23/90 RSJ 498				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/23/90 RSJ 496				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/23/90 RSJ 494				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/24/90 RSJ 503				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/24/90 RSJ 502				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/24/90 RSJ 499				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/24/90 RSJ 501				

Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/24/90 RSJ 500				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/25/90 AMC 411				
Identifying telephone subscriber information- AMC	AMC	13.00	1.25s	16.25
	427			
	AMC	50.00*		62.50*
05/25/90 AMC 416				
Research telephone subscriber information for comparison with employee lists - AMC	AMC	13.00	1.50s	19.50
	427			
	AMC	50.00*		75.00*
05/25/90 AMC 412				
Review of subscriber information - AMC	AMC	13.00	1.00s	13.00
	427			
	AMC	50.00*		50.00*
05/25/90 RSJ 504				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/25/90 RSJ 505				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/25/90 RSJ 506				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/25/90 RSJ 508				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/25/90 RSJ 507				
Call to UC office - RSJ	RSJ	13.00	0.10s	1.30
	427			
	RSJ	50.00*		5.00*
05/29/90 AMC 231				
Review new toll information from company telephone against previously identified numbers - AMC	AMC	14.00	0.45s	6.30
	427-Project			
	AMC	50.00*		22.50*

05/29/90 AMC 238				
Develop computer input format for toll information input and analysis - AMC	AMC	14.00	2.25s	31.50
	427-Project AMC	50.00*		112.50*
05/29/90 GC 625				
Meeting w/ Wayne Black, Rick Lund - GAC	GC	22.00	0.50s	11.00
	427 GC	60.00*		30.00*
05/29/90 RSJ 367				
Inventory of trash - RSJ	RSJ	15.00	0.50s	7.50
	427-Project RSJ	50.00*		25.00*
05/29/90 RSJ 368				
Article review from newspaper Re: oil co. - RSJ	RSJ	15.00	0.50s	7.50
	427-Project RSJ	50.00*		25.00*
05/29/90 RSJ 369				
Memo Re: inventory of trash -RSJ	RSJ	15.00	0.25s	3.75
	427-Project RSJ	50.00*		12.50*
05/29/90 RSJ 370				
Memo Re: call from Hamel on May 25, 1990 -RSJ	RSJ	15.00	0.10s	1.50
	427-Project RSJ	50.00*		5.00*
05/29/90 RSJ 366				
UC call to Charlie Hamel with WBB, RL, GC - RSJ	RSJ	15.00	0.25s	3.75
	427-Project RSJ	50.00*		12.50*
05/29/90 RSJ 364				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project RSJ	50.00*		5.00*
05/29/90 RSJ 365				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project RSJ	50.00*		5.00*
05/30/90 MC 388				
Call UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project Invest 13 Rate	150.00*		15.00*
05/30/90 MC 386				
Call UC office -RSJ	MC	10.00	0.10s	1.00

	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/30/90 MC 387				
Call UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/30/90 MC 389				
Call UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/30/90 RSJ 385				
Calls to UC office Re: fax -RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
05/30/90 RSJ 384				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
05/30/90 WBB 88				
Physical surveillance and trash	WBB	75.00	7.50s	562.50
cover by two investigators in	427-Project			
Washington, D.C.	WBB	75.00		562.50
Flat, 50.00*				
05/31/90 MC 393				
Call UC Office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/31/90 MC 392				
Call UC Office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/31/90 MC 394				
Call UC Office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
05/31/90 RSJ 391				
Call UC Office - message from CH to	RSJ	15.00	0.10s	1.50
Jenkins -RSJ	427-Project			
	RSJ	50.00*		5.00*
05/31/90 WBB 73				
Phone with Mr. Hamel Re: returned	WBB	75.00	0.50s	37.50
call to Chuck Hamel - WBB	427-Project			
Flat, 40.00*	WBB	75.00		37.50

06/01/90 MC 402				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/01/90 MC 400				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00
06/01/90 MC	401			
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/01/90 RL 545				
Tel conference with G. Davis and	RL			
WBB Re: surv. in DC -RL	427-Project	Qty	Amount	
	$Miscellaneous	1	0.00	0.00*
06/01/90 RL 548				
Create graphics cronology overlay	RL	22.00	2.00s	44.00
(Begin) - RL	427-Project			
	RL	60.00*		120.00*
06/01/90 RL 46				
Create graphics cronology overly	RL	50.00	2.00s	100.00
(Begin) - RL	427-Project			
	RL	75.00*		150.00*
06/01/90 RL 43				
Tel confer with G. Davis and WBB	RL	50.00	0.25s	12.50
Re: surv in D.C.	427-Project			
	RL	75.00*		18.75*
06/01/90 RL 543				
Tel conference with G. Davis Re:	RL	22.00	0.25s	5.50
surv. in DC - RL	427-Project			
	RL	60.00*		15.00*
06/01/90 RL 41				
Tel confer with G. Davis Re: Surv	RL	50.00	0.25s	12.50
in DC - RL	427-Project			
	RL	75.00*		18.75*
06/01/90 RSJ 398				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/01/90 RSJ 399				
Call to UC office - Rent $371.00	RSJ	15.00	0.50s	7.50

-RSJ	427-Project			
	RSJ	50.00*		25.00*
06/01/90 WBB 74				
Phone with Hamel - memo dictated - WBB	WBB	75.00	0.50s	37.50
	427-Project			
	WBB	75.00*		37.50*
06/04/90 MC 408				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/04/90 MC 409				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/04/90 MC 410				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/04/90 RSJ 407				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/04/90 RSJ 405				
Call UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/04/90 RSJ 406				
Work at UC office - pay for services (fax). Pick up mail services for May $15.00. Review papers -RSJ	RSJ	15.00	1.00s	15.00
	427-Project			
	RSJ	50.00*		50.00*
06/04/90 WBB 77				
Phone with client Re: memo of understanding. Fax and phone calls to client - WBB	WBB	75.00	0.50s	37.50
	427-Project			
	WBB	75.00*		37.50*
06/06/90 RSJ 414				
Articles reviewed in paper - RSJ	RSJ	15.00	0.25s	3.75
	427-Project			
	RSJ	50.00*		12.50*
06/06/90 RSJ 413				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*

06/06/90 RSJ 415				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/06/90 RSJ 416				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/06/90 RSJ 412				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/06/90 RSJ 417				
Call to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/07/90 AMC 246				
Input telephone subscriber information - AMC	AMC	14.00	2.45s	34.30
	427-Project			
	AMC	50.00*		122.50*
06/07/90 VJ 247				
Input telephone subscriber information - AMC	VJ 1	22.00*	0.45s	9.90*
	427-Project deleted			
06/08/90 AMC 252				
Input telephone subscriber information -AMC	AMC	14.00	1.45s	20.30
	427-Project			
	AMC	50.00*		72.50*
06/08/90 MC 419				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/08/90 MC 420				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/08/90 MC 421				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/08/90 MC 422				
Call to UC office -RSJ	MC	10.00	0.10s	1.00

	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/08/90 RSJ 418				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*
06/11/90 AMC 276				
Input telephone subscriber information -AMC	AMC	14.00	3.75s	52.50
	427-Project			
	AMC	50.00*		187.50*
06/11/90 MC 425				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/11/90 MC 427				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/11/90 MC 424				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/11/90 MC 426				
Call to UC office -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/11/90 RSJ 423				
Calls to UC office - RSJ	RSJ	15.00*	0.10s	1.50*
	427-Project			
	RSJ	50.00		5.00
06/12/90 AMC 281				
Input telephone subscriber information -AMC	AMC	14.00	2.25s	31.50
	427-Project			
	AMC	50.00*		112.50*
06/12/90 RSJ 432				
Work at UC office - RSJ	RSJ	15.00	0.75s	11.25
	427-Project			
	RSJ	50.00*		37.50*
06/12/90 RSJ 431				
Calls to UC office - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00*

06/12/90 RSJ 433				
Call to UC office. Review articles in Alaska papers - RSJ	RSJ 427-Project	15.00	0.35s	5.25
	RSJ	50.00*		17.50*
06/12/90 VJ 283				
Input telephone subscriber information -AMC	VJ 1 427-Project	22.00	2.25s	49.50
	deleted	*		*
06/12/90 WBB 68				
Meeting with William Richey Re: next weeks plans in Washington, D.C.	WBB 427-Project	75.00	3.50s	262.50
	WBB	75.00*		262.50*
06/13/90 MC 436				
Call to UC office - RSJ	MC 427-Project	10.00	0.10s	1.00
	Invest 13 Rate	150.00*		15.00*
06/13/90 MC 435				
Call to UC office - RSJ	MC 427-Project	10.00	0.10s	1.00
	Invest 13 Rate	150.00*		15.00*
06/13/90 MC 437				
Call to UC office - RSJ	MC 427-Project	10.00	0.10s	1.00
	Invest 13 Rate	150.00*		15.00*
06/13/90 MC 438				
Call to UC office - RSJ	MC 427-Project	10.00	0.10s	1.00
	Invest 13 Rate	150.00*		15.00*
06/13/90 RSJ 434				
Calls to UC office - RSJ	RSJ 427-Project	15.00	0.10s	1.50
	RSJ	50.00*		5.00*
06/15/90 WBB 62				
Payment to Richey & Munroe for legal services $6,376.70 - WBB	WBB 427-Project	75.00*	0.00s	*
	WBB	75.00		
06/18/90 MC 441				
Call to UC office -RSJ	MC 427-Project	10.00	0.10s	1.00
	Invest 13 Rate	150.00*		15.00*
06/18/90 RSJ 440				
Calls to UC office - RSJ	RSJ 427-Project	15.00	0.10s	1.5

	RSJ	50.00*		5.00*
06/18/90 WBB 63				
Calls to Chuck Hamel Re: Thursday's meeting - WBB	WBB 427-Project	75.00	0.15s	11.25
	WBB	75.00*		11.25*
06/19/90 RL 550				
Depart Hlwd. to Washington, DC Re: u/c investigation - RL	RL 427-Project	22.00	10.00s	220.00
	RL	60.00*		600.00*
06/20/90 RL 551				
Obtain adjoining suites Re: u/c operation set up u/c for covent video; test system and L.P., P.V. WBB and brief on room set up - RL	RL 427-Project	50.00	10.00s	500.00
	RL	75.00*		750.00
06/20/90 RSJ 446				
Call UC office - message from Hamel - RSJ	RSJ 427-Project	15.00	0.10s	1.50
	RSJ	50.00*		5.00*
06/20/90 RSJ 447				
Work at UC office - phone bill $80.66. Collect mail review mail - RSJ	RSJ 427-Project	15.00	0.50s	7.50
	RSJ	50.00*		25.00*
06/20/90 RSJ 448				
Articles reviewed in paper - RSJ	RSJ 427-Project	15.00	0.50s	7.50
	RSJ	50.00*		25.00*
06/20/90 VJ 335				
Drove WBB to M.I.A -	VJ 1 427-Project deleted NO CHARGE	22.00*	1.00s	22.00*
06/20/90 WBB 55				
Travel to D.C. Airfare $564 - Set up to meet with CH - Phone with Jon Goodman, Esq. - WBB	WBB 427-Project	75.00	10.00s	750.00
	WBB	75.00*		750.00*
06/21/90 RL 552				
U/C meeting with Hamel; monitor L.P. Re: video of meeting. Breakdown u/c room, return to FLA. Airfare $780.00, hotel $498.32, vehicle $132.46, meals $74.34 - RL	RL 427-Project	22.00	12.00s	264.00
	RL	60.00*		720.00*
06/21/90 WBB 57				
Meet with CH in D.C. - calls with	WBB	75.00	10.00s	750.00

Mr. Richey - WBB	427-Project			
	WBB	75.00*		750.00*
06/22/90 WBB 59				
Phone brief to Pat Wellington Re: status of inv - WBB	WBB	75.00	0.25s	18.75
	427-Project			
	WBB	75.00*		18.75*
06/24/90 RL 553				
Audio dubs of exhibit tape - RL	RL	22.00	3.00s	66.00
	427-Project			
	RL	60.00*		180.00*
06/25/90 AMC 625				
Input telephone subscriber information - AMC	AMC	14.00	2.25s	31.50
	427-Project			
	AMC	50.00*		112.50*
06/25/90 MC 596				
Call u/c office -RSJ	MC	10.00	0.10s	1.00
06/25/90 thru 06/02/50	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/25/90 MC 594				
Picked up package at u/c office -RSJ	MC	10.00	0.75s	7.50
	427-Project			
06/25/90 thru 06/02/50	Invest 13 Rate	150.00*		112.50
06/25/90 MC 452				
Call to check messages -RSJ	MC	10.00	0.10s	1.00
	427-Project			
	Invest 13 Rate	150.00*		15.00*
06/25/90 RSJ 595				
Calls u/c office - RSJ	RSJ	15.00	0.10s	1.50
06/25/90 thru 06/02/50	427-Project			
	RSJ	50.00*		5.00*
06/25/90 RSJ 451				
Calls to check messages - RSJ	RSJ	15.00	0.10s	1.50
	427-Project			
	RSJ	50.00*		5.00
06/25/90 VJ 628				
Input telephone subscriber information -AMC	VJ 1	22.00	0.25s	5.50
	427-Project			
	deleted	*		*
06/26/90 AMC 611				
Input telephone subscriber information - AMC	AMC	14.00	2.50s	35.00
	427-Project			
	AMC	50.00*		125.00*

06/26/90 AMC 605				
Input telephone subscriber information - AMC 427-Project	AMC	14.00	1.50s	21.00
	AMC	50.00*		75.00
06/26/90 RL 556				
Video exhibit duplicate screens and edit logos - RL 427-Project	RL	22.00	4.50s	99.00
	RL	60.00*		270.00*
06/26/90 RL 554				
Call to Baltimore, MD Re: Metro Investigations - RL	RL 427-Project	22.00	0.50s	11.00
	RL	60.00*		30.00*
06/26/90 VJ 606				
Went to u/c location and received instructions on undercover operation and procedures. Picked up messages and mail -AMC	VJ 1 427-Project deleted	22.00 *	1.50s	33.00 *
06/27/90 AMC 619				
Calls to undercover office to check for messages. Input telephone subscriber information. Went to u/c location check for fax information, mail and telephone messages. Reviewed newspapers for articles - AMC	AMC 427-Project AMC	14.00 50.00*	3.50s	49.00 175.00*
06/27/90 AMC 616				
Call to undercover office to check for messages - AMC	AMC 427-Project	14.00	0.10s	1.40
	AMC	50.00*		5.00*
06/27/90 RL 559				
Video tape dupes - RL	RL 427-Project	22.00	6.00s	132.00
	RL	60.00*		360.00*
06/27/90 VJ 614				
Briefing with WBB Re: Contents of undercover letter from anonymous source. Type undercover letter -AMC	VJ 1 427-Project deleted	22.00 *	0.50s	11.00 *
06/28/90 AMC 600				
U/C location and checked for fax information, mail and telephone messages - AMC	AMC 427-Project	14.00	1.00s	14.00
AMC	50.00*		50.00*	
06/28/90 AMC 598				

Input telephone subscriber information - AMC	AMC 427-Project AMC	14.00 50.00*	1.50s	21.00 75.00*
06/29/90 RL .....564 Data base analysis - RL	RL 427-Project RL	22.00* 60.00	3.00s	66.00* 180.00
07/01/90 WBB .....577 Phone with Hamel Re: letter from Alyeska - WBB Flat 50.00*	WBB 427-Project WBB	75.00 75.00	0.50s	37.50 37.50
07/02/90 VJ .....778 Call to u/c office to check for telephone messages. -AMC	VJ 1 427-Project deleted	22.00 *	0.10s	2.20 *
07/02/90 VJ .....774 Organize and review accounts payable and accounts receivable records. AMC	VJ 1 427-Project deleted	22.00 *	0.50s	11.00 *
07/02/90 VJ .....786 Paste up and file newspaper articles in binders. -AMC	VJ 1 427-Project deleted	22.00 *	0.25s	5.50 *
07/02/90 WBB .....576 Phone with Pat Wellington Re: meetings. Phone with attorney - WBB Flat, 50.00	WBB 427-Project WBB	75.00 75.00	0.50s	37.50 37.50
07/03/90 VJ .....792 Input telephone subscriber information. -AMC	VJ 1 427-Project deleted	22.00 *	0.50s	11.00
07/03/90 VJ .....788 Call u/c office to check for telephone messages. -AMC	VJ 1 427-Project deleted	22.00 *	0.10s	2.20 *
07/03/90 VJ .....796 Input telephone subscriber information. -AMC	VJ 1 427-Project deleted	22.00 *	3.00s	66.00
07/03/90 VJ .....790 Input telephone subscriber information. -AMC	VJ 1 427-Project	22.00	2.00s	44.00

	deleted	*		*
07/06/90 VJ .....809 Reviewed new input procedures for subscriber information. -AMC	VJ 1 427-Project deleted	22.00 *	0.50s	11.00 *
07/06/90 VJ .....807 Went to u/c office to check for fax information, mail and telephone messages. -AMC	VJ 1 427-Project deleted	22.00 *	1.00s	22.00 *
07/11/90 VJ .....1197 Memo Re: undercover message. Received on undercover answering machine. -AMC	VJ 1 427-Project deleted	22.00 *	0.10s	2.20 *
07/12/90 AMC .....280 Input telephone subscriber information -AMC	AMC 427-Project AMC	14.00 50.00*	0.75s	10.50 37.50*
07/12/90 VJ .....280 Input telephone subscriber information -AMC	VJ 1 427-Project deleted	22.00*	0.75s	16.50*
08/01/90 AC .....13 Read and cut all articles pertaining to our case from the Anchorage Times and Valdez Vanguard. Update file. Paste and date cut articles. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	4.25s	55.25 212.50
08/01/90 AC .....6 Open files for U/C office, receipts, papers, etc. Fill out payment request for rent payment of U/C office. - AC	AC 427 Project Invest 1 Rate	13.00 50.00*	0.25s	3.25 12.50*
08/01/90 MC .....196 Data input re: Hamel. -MC	MC 427 Project Data Analyst	10.00 45.00*	4.50s	45.00 202.50*
08/01/90 WBB .....660 Meeting with Bill Richey and Jon Goodman. Parking $16.00. -WBB	WBB 427 Project Invest 3 Rate	75.00* 75.00	2.00s	150.00* 150.00
08/02/90 AC .....18 Calls to Brickell Grove Realty for rent information of U/C office.	AC 427 Project	13.00	0.10s	1.30

Check answering machine for messages. Obtain advance for rent payment. -AC	Invest 1 Rate	50.00*		5.00*
08/02/90 MC 197				
Data input re: Hamel. -MC	MC	10.00	7.50s	75.00
	427 Project			
	Data Analyst	45.00*		337.50*
08/02/90 RL 330				
Printouts of analysis. -RL.	RL	22.00	2.00s	44.00
	427 Project			
	Invest 2 rate	60.00*		120.00
08/02/90 WBB 710				
Prep docs for 8-3 meeting. -WBB.	WBB	75.00	2.25s	168.75
	427 Project			
	Invest 3 Rate	75.00*		168.75*
08/02/90 WBB 711				
Phone conference with CH re: Crowley. Courier VHS to Wm. Richey. -WBB.	WBB	75.00	0.25s	18.75
	427 Project			
	Invest 3 Rate	75.00*		18.75*
08/03/90 AC 40				
At U/C office, check for messages and mail. Read and cut out news paper articles pertaining to our case. Drive clients to Marriott and airport. -AC	AC	13.00	3.50s	45.50
	427 Project			
	Invest 1 Rate	50.00*		175.00*
08/03/90 AC 33				
Calls to check messages at U/C office, log time. -AC	AC	13.00	0.10s	1.30
	427 Project			
	Invest 1 Rate	50.00*		5.00*
08/03/90 AC 38				
Pick up food trays from Publix. Prepare luncheon area with beverages and cold cuts. -AC	AC	13.00	1.50s	19.50
	427 Project			
	Invest 1 Rate	50.00*		75.00*
				DO NOT BILL
08/03/90 MC 198				
Input phone activity. Prepare analysis. -MC.	MC	10.00	7.00s	70.00
	427 Project			
	Data Analyst	45.00*		315.00*
08/03/90 RL 333				
Client conference. -RL.	RL	22.00	8.00s	176.00
	427 Project			
	Invest 2 rate	60.00*		480.00*
08/03/90 WBB 709				

Meeting with clients and attorneys to discuss strategy etc. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	8.00s	600.00 600.00
08/04/90 AC .....128 Return rental car. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.50s	6.50 25.00*
08/06/90 AC .....50 Call to U/C office. Received message, to WBB. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.25s	3.25 12.50
08/06/90 AC .....57 Pick up Sherree Rich at the airport on 8-7-90. Call Rick to schedule meeting. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	0.40s	5.20 20.00*
08/06/90 AC .....59 Call to U/C office to pick up messages.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.10s	1.30 5.00*
08/06/90 AC .....44 Calls U/C phone to pick up messages. Message left. Unable to understand message. Went to U/C office, pick up message. Memo. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.75s	9.75 37.50
08/06/90 GM .....393 Long distance and local calls obtaining the availability of motor home. -GM.	GM 427 Project Invest 2 rate	16.00 60.00*	1.50s	24.00 90.00*
08/06/90 RL .....340 Tele conference with Miti-Ewell-Meco. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	0.50s	11.00 30.00*
08/06/90 RL .....336 Equipment for D.C. (scanner). -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	2.50s	55.00 150.00*
08/06/90 RL .....341 Unpacking and configuring equipment for trip to D.C. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	4.00s	88.00 240.00*
08/07/90 AC .....80 Call to U/C office, check for	AC	13.00	0.10s	1.30

messages. -AC.	427 Project Invest 1 Rate	50.00*		5.00*
08/07/90 AC .....69 Call to U/C office for messages. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	0.10s	1.30 5.00*
08/07/90 AC .....60 Pick up Sherre Rich at airport for meeting with WBB. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	1.25s	16.25 62.50*
08/07/90 WBB .....681 Phone with CH - to discuss travel to D.C. and Ecolit office there. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	0.50s	37.50 37.50*
08/08/90 AC .....926 Return airfare Washington, D.C. to Miami for A. Caputi and M. Cruz after driving camper and equipment to DC. $500.	AC 427-Project $Telephone Call DO NOT BILL	* Qty 1	Amount 0.00	0.00
08/08/90 GM .....402 Coordinating and planning trip to Washington D.C. with Rick Lund. -GM.	GM 427 Project Invest 2 rate	16.00 60.00*	0.50s	8.00 30.00*
08/08/90 RL .....348 Software orders and unpacking documentation. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	1.25s	27.50 75.00*
08/08/90 RL .....345 P.U. interface cord at Phillip Morris. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	1.50s	33.00 90.00*
08/09/90 AC .....95 Call to U/C office, check messages. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	0.10s	1.30 5.00*
08/09/90 AC .....97 Meet with Rick Lund and Wayne Black to discuss details of trip to D.C. Went with Rick Lund to Cruise America to rent mobile home (listening post). Return mobile home to TWC. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	4.00s	52.00 200.00*
08/09/90 AC 90				

U/C office, check phone messages, pick up mail. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	1.00s	13.00 50.00
08/09/90 AC .....94 Meet with Wayne re: trip to D.C. driving Winnebago. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	0.25s	3.25 12.50*
08/09/90 RL .....353 Conference with WBB re: personnel and evidentary issues; order additional software; calls to D.C. re: property assistance; rent RV, brief WBB on RV. -RL	RL 427 Project Invest 2 rate	22.00 60.00*	7.00s	154.00 420.00*
08/10/90 AC .....103 Plane ticket for return trip to Miami from Washington D.C.. total airfare $250.00. Call courier to pick up tickets from Palm travel and deliver to TWC. Obtain advance check and cash. Read mobile home instructions. Obtain maps from Rick Lund. Make reservations at Marriott. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	2.00s	26.00 100.00
08/10/90 AC .....98 Drive to Virginia with R.V. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/10/90 MC .....208 Drive R.V. to D.C. -MC.	MC 427 Project Data Analyst	10.00 45.00*	10.00s	100.00 450.00*
08/10/90 MC .....205 Itinerary and schedule for D.C. -MC	MC 427 Project Data Analyst	10.00 45.00*	0.25s	2.50 11.25*
08/10/90 RL .....354 P.U. supplies for U/C office. P.U. VFJ for briefing and prep at TWC. Prep equipment and load RV for transport to Washington D.C.	RL 427 Project Invest 2 rate	22.00 60.00*	6.00s	132.00 360.00*
08/11/90 AC .....109 Drive R.V. to D.C. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*

08/11/90 MC 209				
Drive R.V. to D.C. -MC.	MC	10.00	10.00s	100.00
	427 Project			
	Data Analyst	45.00*		450.00*
08/12/90 AC 110				
Drive R.V. to D.C. -AC	AC	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00*		500.00*
08/12/90 MC 210				
Drive camper to D.C. -MC.	MC	10.00	10.00s	100.00
	427 Project			
	Data Analyst	45.00*		450.00*
08/12/90 RL 355				
Depart Ft. Lauderdale for Washington D.C.. Rent car, hotel. Check subject needs - familiarization. -RL.	RL	22.00	10.00s	220.00
	427 Project			
	Invest 2 rate	60.00*		600.00*
08/12/90 VJ 1 315				
Ft. Lauderdale to Washington D.C., conduct initial surveillance of subject residence. Round trip airfare for Verne Johnson $605.00, Lunch $2.08. -VJ.	VJ 1	22.00	10.00s	220.00
	427 Project			
	Travel Rate	40.00*		400.00*
08/13/90 AC 112				
Drive to Washington D.C. -AC	AC	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00*		500.00*
08/13/90 SR 599				
Eastern flight from Miami to DC. Briefing with WBB. Expenses: Hotel, $168.63, Round trip airfare $584.00. -SR	SR	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00*		500.00*
08/13/90 VJ 2 316				
Unpack, setup and test computer equipment. Expenses: Software, etc. - Direct access ($76.00) Paper ($15.00) $95.07 -VJ.	VJ 2	45.00	10.00s	450.00
	427 Project			
	Technical Rate	100.00*		1000.00*
08/13/90 WBB 704				
Travel to D.C. -WBB.	WBB	75.00	5.00s	375.00
	427 Project			
	Invest 3 Rate	75.00*		375.00*
08/14/90 AC 120				
Send books and information	AC	13.00	0.50s	6.50

pertaining to case to Sherree Rich in Virginia -Airborne Express. Check U/C answering machine. -AC.	427 Project Invest 1 Rate	50.00*		25.00*
08/14/90 AC 115				
Calls to answering machine at U/C office. -AC.	AC	13.00	0.20s	2.60
	427 Project Invest 1 Rate	50.00*		10.00*
08/14/90 AC 125				
Call to U/C office. -AC.	AC	13.00	0.10s	1.30
	427 Project Invest 1 Rate	50.00*		5.00
08/14/90 AC 127				
Check U/C answering machine. Received call - message to WBB. Call WBB for message. -AC.	AC	13.00	0.25s	3.25
	427 Project Invest 1 Rate	50.00*		12.50*
08/14/90 RL 360				
Computer configuratlon with VFJ. -RL	RL	22.00	2.00s	44.00
(08/14/90 thru 09/20/90)	427 Project Invest 2 rate	60.00*		120.00*
08/14/90 RL 356				
Prep for COD - drop money for software order. Meeting with WBB and VFJ re strategies for U/C.	RL	22.00	3.00s	66.00
	427 Project Invest 2 rate	60.00*		180.00*
08/14/90 RL 357				
Visit offices and pep leases for office space. Meetings, pick up COD shipment of software for computer. -RL.	RL	22.00	4.00s	88.00
	427 Project Invest 2 rate	60.00*		240.00*
08/14/90 RL 358				
Computer configuration with VFJ. -RL.	RL	22.00	2.00s	44.00
	427 Project Invest 2 rate	60.00*		120.00*
08/14/90 RL 359				
Area Drive by with WBB. Drop WBB at airport for flight to Miami. -RL.	RL	22.00	2.50s	55.00
	427 Project Invest 2 rate	60.00*		150.00*
08/14/90 SR 600				
Meeting with RL, VJ, and WBB. Met with Pat Young, leased office space at QRC. WBB wrote check for deposit. Went downtown Washington running errands re: case. Opened personnel checking account #14271990. Deposited money for use	SR	13.00	10.00s	130.00
	427 Project Invest 1 Rate	50.00*		500.00*

in office. Opened up a safety deposit box #44 $32.00; First American Bank. Expenses: Breakfast $4.52, Dinner $2.50, Hotel and phones $175.58. -SR				
08/14/90 VJ 2 317				
Loading and testing general software. Expenses: Software. etc. - WP5.1 Keyboard template $26.07. -VJ.	VJ 2 427 Project Technical Rate	45.00 100.00*	10.00s	450.00 1000.00*
08/14/90 WBB 673				
Washington D.C. - brief to P.W. - return to Miami - Hamel in N.Y. - prep office. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	10.00s	750.00 750.00*
08/15/90 AC 129				
U/C office, check answering machine for messages. Replace incoming calls cassette with blank one. Enter cassette removed into evidence. Pick up mail, newspapers and letter from Realty to tenants. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	1.75s	22.75 87.50*
08/15/90 AC 137				
Check U/C answering machine. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.10s	1.30 5.00*
08/15/90 RL 361				
Sign lease for office. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	2.50s	55.00 150.00*
08/15/90 RL2 363				
Pick up tools for installation. -RL.	RL2 427 Project Technical Rate	50.00 100.00*	2.00s	100.00 200.00*
08/15/90 RL2 362				
Pick up equipment for installation. -RL.	RL2 427 Project Technical Rate	50.00 100.00*	2.50s	125.00 250.00*
08/15/90 RL2 365				
Check by offices to survey cable runs -RL.	RL2 427 Project Technical Rate	50.00 100.00*	0.50s	25.00 50.00*
08/15/90 RL2 364				
Fabricate hidden camera equipment.	RL2	50.00	4.00s	200.00

-RL.	427 Project Technical Rate	100.00*		400.00*
08/15/90 SR .....601 Meeting with RL, VJ, and WBB. Met with Pat Young QRL re: lease and apartment rental. Ordered stationary, envelopes, cards from Minuteman Press. Returned lease, discussed revisions, signed. Made extra set of office keys $6.79. Picked up information needed to sustain cover story, maps, general info. Acquisition of office supplies $33.07. Meeting re: computer function with JV. Expenses: Lunch $1.95, Hotel and phone $183.44. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/15/90 VJ 2 .....318 Load scanning software. Test scanner and associated software. Install menu program, write batch files. Install analytical software. Brief WBB. Expenses: Dinner - 3 investigators - V. Johnson/S. Rich/R. Lund. $68.11, Miller office products - folders $15.68, Jacobs Gardner - Tape/envelopes $3.99. -VJ.	VJ 2 427 Project Technical Rate	45.00 100.00*	10.00s	450.00 1000.00*
08/16/90 AC .....140 Call U/C office to check answering machine. Received message for Wayne Jenkins. Document call. Page WBB with message. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.40s	5.20 20.00*
08/16/90 AC .....142 Call to U/C office Miami answering machine. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	0.10s	1.30 5.00*
08/16/90 RL2 .....370 Covert installation of equipment. -RL.	RL2 427 Project Technical Rate	50.00 100.00*	5.50s	275.00 550.00*
08/16/90 RL2 .....368 Deliver equipment to office for installation. -RL.	RL2 427 Project Technical Rate	50.00 100.00*	1.00s	50.00 100.00*
08/16/90 RL2 369				

Pick up additional equipment at Radio Shack. -RL.	RL2	50.00	1.50s	75.00
	427 Project			
	Technical Rate	100.00*		150.00*
08/16/90 RL2 366				
Meeting for plan of day. Shopping for office art/posters. -RL.	RL2	50.00	3.50s	175.00
	427 Project			
	Technical Rate	100.00*		350.00*
08/16/90 RL2 367				
Fabricate camera equipment/test. -RL.	RL2	50.00	5.00s	250.00
	427 Project			
	Technical Rate	100.00*		500.00*
08/16/90 SR 602				
Material from WBB re: cover story. Meeting with WBB, RL, and VJ. Acquisition of office supplies, posters, etc $117.49. Acquisition of shelving materials for office $25.59, also more local info re: case cover found. Set up office. Expenses: Hotel - weekend rate $87.26. -SR	SR	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00*		500.00*
08/16/90 VJ 2 319				
Assemble installation equipment. Equipment acquisition for camera concealment. Installing new version of scanning software/test. Radio Shack for parts and supplies. Bring equipment to office. Install surveillance equipment. -VJ.	VJ 2	45.00	16.00s	720.00
	427 Project			
	Technical Rate	100.00*		1600.00*
08/16/90 WBB 667				
Phone conferences with John Goodman, Bill Richey, Rick Lund, Chuck Hamel, etc. -WBB.	WBB	75.00	2.25s	168.75
	427 Project			
	Invest 3 Rate	75.00*		168.75*
08/17/90 AC 151				
U/C office, replace cassette tape which had message from Hamel with clean cassette. Initial cassette. Pick up mail. Gather all newspapers and ship to Sherre Rich at the Crystal City Mariott. Airbill # 287922703. -AC.	AC	13.00	1.50s	19.50
	427 Project			
	Invest 1 Rate	50.00*		75.00*
08/17/90 AC 159				
Several calls throughout the day to check messages at the U/C Miami answering machine. -AC.	AC	13.00	0.25s	3.25
	427 Project			
	Invest 1 Rate	50.00*		12.50*

08/17/90 RL .....372 Pick up WBB at airport. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	1.00s	22.00 60.00*
08/17/90 RL .....373 Check by office with WBB for technical briefing. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	1.00s	22.00 60.00
08/17/90 RL2 .....371 Pick up parts to complete installation. Test equipment, visit offices to check previous installation, set up RV with equipment - test. Return to offices t complete and test final installation. Assist VFJ with moving computer system into U/C office. -RL.	RL2 427 Project Technical Rate	50.00 100.00*	9.00s	450.00 900.00*
08/17/90 SR .....603 Researched case info at Library of Congress (made copies) $2.50, Adams Building (Metro Rail $2.00) Acquisition of office supplies $6.01. Checked printing. Set up office, files, etc. Expenses: Hotel, phone $86.51, Breakfast $2.45. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/17/90 VJ 2 .....320 Maryland - pick up parts. Final editing of programs/test of analytical software. Disassemble computer equipment, move to U/C office and re-assemble. Gas motor home and test generator. Expenses: parking and tolls $2.00, Tips $9.00, Gas and oil $28.67, Software, etc. - printer cable $15.66. -VJ.	VJ 2 427 Project Technical Rate	45.00 100.00*	10.00s	450.00 1000.00*
08/17/90 WBB .....712 Travel to Washington D.C. - meet with staff - arrange surveillance schedule for 8-18. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	10.50s	787.50 787.50*
08/18/90 RL .....374 Morning planning meeting. Final equipment check out with WBB, move RV into neighborhood for	RL 427 Project Invest 2 rate	22.00 60.00*	1.00s	22.00 60.00*

surveillance of U/C meeting. Briefing via telephone by WBB on plans. -RL.				
08/18/90 RL2 376				
Prep document exhibit tape at office. -RL.	RL2	50.00	1.00s	50.00
	427 Project			
	Invest 2 rate	60.00*		60.00*
08/18/90 RL2 375				
Surveillance in Alexandria. Tape exhibits. -RL.	RL2	50.00	10.00s	500.00
	427 Project			
	Invest 2 rate	60.00*		600.00*
08/18/90 SR 604				
Worked in office. Meeting with WBB, RL, and VJ. Alamo vehicle $511.14. Standing by for communication relay during surveillance. Introduced to Hamel at office by WBB as Ecolit researcher. Parking $0.50. Expenses: Hotel $104.57, Lunch $3.07. -SR	SR	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00*		500.00*
08/18/90 VJ 2 321				
Preparation for surveillance. At subject residence - surveillance. Video tape meeting at office. Surveillance of subject at residence and restaurant. At office - videotape documents. -VJ.	VJ 2	45.00	11.50s	517.50
	427 Project			
	Invest 2 rate	60.00*		690.00*
08/18/90 WBB 723				
Rental car for 3 days $117.97. -WBB	WBB	75.00*	0.00s	*
	427 Project			
	A100			
08/18/90 WBB 664				
Washington D.C. with Hamel and wife. Brief to WLR and JPW. -WBB.	WBB	75.00	10.00s	750.00
	427 Project			
	Invest 3 Rate	75.00*		750.00*
08/19/90 RL 380				
Debrief and itemize plans for following week. Return two rental cars, pick up one new rental car. -RL.	RL	22.00	3.50s	77.00
	427 Project			
	Invest 2 rate	60.00*		210.00*
08/19/90 RL 379				
Dictate tapes. -RL.	RL	22.00	0.50s	11.00
	427 Project			
	Invest 2 rate	60.00*		30.00*

08/19/90 RL 377				
Morning meeting re: plan for operation. -RL.	RL	22.00	1.00s	22.00
	427 Project Invest 2 rate	60.00*		60.00*
08/19/90 RL2 378				
Surveillance in U/C offices. Exhibit tapes. -RL Tech.	RL2	50.00	5.00s	250.00
	427 Project Technical Rate	100.00*		500.00*
08/19/90 SR 605				
Meeting with WBB, RL, & VJ. Check for Hamel $2000.00. Bills mailed out. $60.00 for parking. Acquisition of VCR tapes for taping equipment $16.28. Standing by for communication relay during surveillance. Expenses: Checks written from checking account $45.00, First check to Hamel $2000.00, Lunch $4.58, Hotel, phones $193.76. -SR	SR	13.00	10.00s	130.00
	427 Project Invest 1 Rate	50.00*		500.00*
08/19/90 VJ 2 322				
Meeting for surveillance. Surveillance at office - meet with Hamel. Post recording meeting. Paperwork, change cars, ship packages. Expenses: Hotel valet parking $80.00, Dinner - three investigators - V. Johnson/S. Rich/R. Lund $68.09, Chesapeake K&T Co. - three flashlights, magnifyer $58.26. -VJ.	VJ 2	45.00	10.00s	450.00
	427 Project Invest 2 rate	60.00*		600.00*
08/19/90 WBB 665				
Washington D.C. with Hamel - tapes, etc. - Brief JPW and W. Richey. Dinner for Hamel and wife $100.00 -WBB.	WBB	75.00	10.00s	750.00
	427 Project Invest 3 Rate	75.00*		750.00*
08/20/90 AC 163				
At U/C office introducing MC and DM to the Miami Ecolit Group. Obtain paperwork for transfer of phone line to receptionist. Sign agreement of $45.00 per month for receptionist to answer Ecolit's phone and take messages. -AC.	AC	13.00	0.75s	9.75
	427 Project Invest 1 Rate	50.00*		37.50*
08/20/90 RL 381				
Depart Washington D.C. for Ft.	RL	22.00	10.00s	220.00

Lauderdale. Expenses 8-13/8-20 Rental car $279.85, Batteries/tape $22.85, Meals/food $233.08 Tips $22.00, Hotel, phone and meals for VJ and RL $2866.80. Total expenses $4029.58. RL	427 Project Travel Rate	40.00*		400.00*
08/20/90 SR 606				
Meeting with RL,and VJ. Banking transactions - Deposits $2000.00. Airborne Express, send documents to WBB. Flowers sent to OTC for cover $41.14. Acquisition of office supplies. Met with QRC President. Worked in office, maintained public relations with office personnel to facilitate cover. Expenses: Breakfast $4.55, Hotel $116.49. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/20/90 VJ 1 ..... .323				
Meeting with Lund/Rich. Shipping tapes - arranging mobile phone change. Picked office supplies for second U/C office. Picked up magazines and drawer locks. Reviewed security tapes. Set up office/public relations. Marked 7 documents for later identification with dot or line after second character of last word on each page. Approximately 500 pages. Expenses: Hotel, phone, meals and parking $154.34, Magazine stand - magazines for second U/C office $17.09, Dalton Bookseller - MS Works reference book $26.07, Miller office - pens, pencils, pads etc. for second U/C office $50.96, Federal Express - ship tapes (video) to Miami $30.00, Executive Hardware - Padlock, hasp, screwdriver, drawer lock for second U/C office $22.43, Lunch $11.80, Dinner three investigators $47.00. -VJ.	VJ 1 427 Project Invest 2 rate	22.00 60.00*	12.00s	264.00 720.00*
08/20/90 WBB 663				
Phone conference with CH. Phone brief to JPN, Sherree Rich, John Goodman, office people in D.C., etc. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	1.75s	131.25 131.25*

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08/20/90 WBB 698				
Phone with CH - memo. -WBB.	WBB	75.00	0.25s	18.75
	427 Project Invest 3 Rate	75.00*		18.75*
08/21/90 AC 171				
Several calls to check messages on answering machine at the Miami U/C office. Several calls to Ecolit in Virginia. -AC	AC	13.00	0.75s	9.75
	427 Project Invest 1 Rate	50.00*		37.50*
08/21/90 MC 278				
Call Ecolit. -MC.	MC	10.00	0.10s	1.00
	427 Project Data Analyst	45.00*		4.50*
08/21/90 MC 276				
Search for and purchase book: In the Wake of the Exxon Valdez. Cost of book $21.15. -MC.	MC	10.00	1.00s	10.00
	427 Project Data Analyst	45.00*		45.00*
08/21/90 SR 607				
Meeting with VJ. Acquisition of VCR tapes for taping equipment $22.95. Worked in office, scanned documents, maintained relations with office personnel to facilitate cover, Received Minuteman business cards, etc. $296.77. Expenses: Hotel, phone $111.46. -SR	SR	13.00	10.00s	130.00
	427 Project Invest 1 Rate	50.00*		500.00*
08/21/90 VJ 1 324				
At DC office training Sherree Rich to input documents into computer. Make copies of marked documents. Drove to D.C. to find MITI corp for reference for meeting scheduled for Thursday. Expenses: Parking $8.00, Cleaning $37.50, Dinner -two investogators $30.10, Tips $5.00, Hotel, phone charges, meals, parking $200.25. -VJ.	VJ 1	22.00	10.00s	220.00
	427 Project Invest 2 rate	60.00*		600.00*
08/22/90 AC 183				
Several calls to check U/C office answering machine. -AC.	AC	13.00	0.40s	5.20
	427 Project Invest 1 Rate	50.00*		20.00*
08/22/90 GM 513				
Called Washington D.C. U/C operative. -GM.	GM	16.00	0.25s	4.00
	427 Project Invest 2 rate	60.00*		15.00*

08/22/90 SR .....608 Set up office, input documents. Worked with security discussing apartment rentals. Set up software. Worked with secretaries discussing apartment rentals. Expenses: Hotel, parking, phone, food $100.08. Drycleaning $2.00. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/22/90 VJ 1 .....325 Meet with Bell Atlantic on mobile phone chageover. At U/C office, input documents, software problem resolution, maintain cover. At hotel to review paperwork, plan Thursday meetings. Expenses: Parking $6.00, Cleaning $13.00, Hotel, phone charges, meals, parking $130.01. -VJ.	VJ 1 427 Project Invest 2 rate	22.00 60.00*	10.00s	220.00 600.00*
08/22/90 WBB .....719 Dinner for all investigators in D.C. $83.00 -WBB.	WBB 427 Project A100	75.00*	0.00s	*
08/22/90 WBB .....700 Flight to Washington D.C. - Organize office -drive to JPN. Expenses: Airfare $564.00. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	10.00s	750.00 750.00*
08/23/90 AC .....190 To U/C office, check mail, give Joanna list of names and beeper numbers. -AC.	AC 427 Project Invest 1 Rate	13.00 50.00*	1.50s	19.50 75.00*
08/23/90 MC .....301 Call Ecolit. -MC.	MC 427 Project Data Analyst	10.00 45.00*	0.25s	2.50 11.25*
08/23/90 SR .....609 Briefing re: 427 with WBB, and VJ. Worked in office to maintain cover story. Standing by for communication relay during meeting between CH and WBB. Meeting in office with WBB and VJ. Expenses: Lunch $3.40, Parking $2.00, Parking $12.00, Drycleaning $3.25, Dinner $4.17, Hotel, phone, parking $183.97. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*

08/23/90 VJ 1 326				
Pre-surveillance meeting with WBB & SR. Preparing equipment for surveillance. -VJ.	VJ 1 427 Project Invest 2 rate	22.00 60.00*	4.50s	99.00 270.00*
08/23/90 VJ 2 327				
Surveillance video taping. Review security tape. At office. Expenses: Hotel, phone, shipping, meals $190.46, Mobile phone change over fee $25.00, Parking (meter - no receipt) $4.50, meals $25.25, tips $4.00. -VJ.	VJ 2 427 Project Invest 2 rate	45.00 60.00*	5.50s	247.50 330.00*
08/23/90 WBB 699				
Meet with CH - Video - Brief to JPW - return to Miami. Parking Mia $18.00. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	10.00s	750.00 750.00*
08/24/90 MC 303				
Call Ecolit. -MC.	MC 427 Project Data Analyst	10.00 45.00*	0.25s	2.50 11.25*
08/24/90 SR 610				
Worked in office making copies of documents to give to Hamel. Went to Hamel's home, returned documents along with two (2) sets of copies. Gave C. Hamel a check for $2000.00 (#1009) returned to office. Worked to maintain cover story. Federal Expressed tapes/memos. Expenses: Lunch $24.00 for V. Johnson and S. Rich, Dinner $71.19 for V. Johnson and S. Rich, Hotel, phone $93.08. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/24/90 VJ 2 328				
Preparing for recording of delivery of check to Hamel. Making copies of documents. Wire surveillance - S. Rich to deliver documents and check to Hamel. -VJ.	VJ 2 427 Project Invest 2 rate	45.00 60.00*	3.50s	157.50 210.00*
08/24/90 VJ 1 329				
At office training S. Rich on computer with Microsoft works. Car rental $277.67, Hotel, phone, parking, meals $28.22, Tips $5.00, Parking $6.00. -VJ.	VJ 1 427 Project Invest 2 rate	22.00 60.00*	6.50s	143.00 390.00*
08/24/90 WBB 720				

8/22 & 23 - Hotel, phone, and one meal for WBB $207.85. -WBB	WBB 427 Project A100	75.00*	0.00s	*
08/24/90 WBB 685				
Conference call with Wm. Richey re: status - calls to Pat Wellington. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	0.50s	37.50 37.50*
08/25/90 SR 717				
Hotel, phone, food, parking $101.80. Fuel for rental car $11.40. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	0.00s	*
08/26/90 SR 718				
Hotel, phone, food, parking $101.85. Laundry $6.00. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	0.00s	*
08/27/90 AC 123				
Check on messages at U/C office. -AC	AC 427 Project Invest 6 Rate	15.00 50.00*	0.25s	3.75 12.50
08/27/90 DM 477				
Called Sherree Rich at the Ecolit Group . -DM	DM 427 Project Invest 6 Rate	15.00 50.00*	0.25s	3.75 12.50
08/27/90 SR 611				
Worked in office, scanned documents, etc. to sustain cover story. Expenses: Breakfast $1.96, Parking $10.00, Lunch $3.00, Parking $4.00, Hotel, phone, parking $122.64. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/27/90 WBB 722				
Dinner for Hamel and wife $51.31. -WBB thru 08/17/90	WBB 427 Project A100	75.00*	0.00s	*
08/27/90 WBB 690				
Conference with John Goodman re: Fed prosecution. Phone with Bill Richey - phone with Pat Wellington. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	1.25s	93.75 93.75*
08/27/90 WBB 687				
Phone conference with Pat Wellington re: status . Request for WR to prepare prosecution. John Goodman re: pros - memo. -WBB	WBB 427 Project Invest 3 Rate	75.00 75.00*	0.50s	37.50 37.50*

08/27/90 WBB 689				
Phone with Chuck Hamel re: NPDES permits. Memo. -WBB.	WBB	75.00	0.50s	37.50
	427 Project			
	Invest 3 Rate	75.00*		37.50*
08/28/90 AC 141				
Airfare from Miami to D.C. -AC	AC			
	427 Project	Qty	Amount	
	$ Airfare	1	253.00	253.00
08/28/90 AC 140				
Pick up plane ticket for second driver to return R.V. to Miami. $253.00 -AC	AC	15.00	0.25s	3.75
	427 Project			
	Invest 6 Rate	50.00*		12.50
08/28/90 DM 484				
Called Sherree Rich with the Ecolit Group. -DM	DM	15.00	0.25s	3.75
	427 Project			
	Invest 6 Rate	50.00*		12.50
08/28/90 RL 387				
With VFJ re: ER's & OAF, briefing re: Washington D.C. -RL.	RL	22.00	1.00s	22.00
	427 Project			
	Invest 2 rate	60.00*		60.00*
08/28/90 SR 612				
Worked in office to maintain cover story. Went into D.C. Library of Congress. Looked for nook re: cover story. Worked in office. Expenses: Lunch $1.91, Metro $2.00, Taxi $2.30, Hotel, phone, parking $125.90 -SR	SR	13.00	10.00s	130.00
	427 Project			
	Invest 1 Rate	50.00		500.00*
08/29/90 AC 725				
Travel to D.C. with RL and WBB. -AC	AC	13.00	5.00s	65.00
	427 Project			
	Invest 1 Rate	50.00*		250.00*
08/29/90 AC 724				
Cash advance check and purchase money order to pay for U/C Miami office rent $421.00. Give MC money order, instructions and keys to Ecolit. -AC	AC	13.00	1.00s	13.00
	427 Project			
	Invest 1 Rate	50.00*		50.00*
08/29/90 MC 365				
Briefed by A.C. and collected keys to U/C office and money order for U/C office rent payment. -MC	MC	10.00	0.50s	5.00
	427 Project			
	Data Analyst	45.00*		22.50
08/29/90 MC 366				

Spoke to Rick about making duplicates of taped evidence and equipment operation. -MC	MC 427 Project Data Analyst	10.00 45.00*	0.50s	5.00 22.50
08/29/90 RL .....729 Pick up video supplies for duplication of exhibits. Telephone conference with client (C-1). Brief MC on exhibit handling and proceedures of dupes. -RL	RL 427 Project Invest 2 rate	22.00 60.00*	5.50s	121.00 330.00*
08/29/90 RL .....730 Depart Miami for Washington D.C. -RL.	RL 427 Project Invest 2 rate	22.00 60.00*	5.00s	110.00 300.00*
08/29/90 SR .....613 Worked in office to maintain cover story. Ordered reference books relevant to environmental laws. Researched Alaskan News for recent articles relating to 427. Picked up WBB, AC, RL. at airport. Held meeting. Expenses: Breakfast $1.53, Lunch $3.76, Hotel, phone, parking $100.83. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/29/90 WBB .....692 Travel to D.C. - Prep for meeting with CH - meet with SR and RL. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00*	6.00s	450.00 450.00*
08/29/90 WBB .....721 Air fare for R. Lund, A Caputi and W. Black - Washington D.C. and return $1411.00 -WBB	WBB 427 Project A100	75.00*	0.00s	*
08/30/90 AC .....726 Out of town at Ecolit office in Virginia. Meet Hamel. -AC	AC 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00*
08/30/90 RL .....728 Post meeting conference. System maintenance at U/C office. RL	RL 427 Project Invest 2 rate	22.00 60.00*	4.00s	88.00 240.00*
08/30/90 RL2 .....727 Washington D.C. - monitor/surveillance of Hamel/Black meet in U/C office. 2 video tapes, 1 memo -RL	RL2 427 Project Technical Rate	50.00 100.00*	6.00s	300.00 600.00*

08/30/90 SR 614				
Meeting with WBB, AC, & RL. Met C. Hamel briefly at office. Stood by for communication relay during surveillance. Worked in office to maintain cover story. Federal Expressed tapes. Expenses: Lunch $1.72, Parking $10.00, Hotel, phone, parking $125.83. -SR	SR 427 Project Invest 1 Rate	13.00 50.00*	10.00s	130.00 500.00
08/30/90 WBB 694				
Meeting with CH in VA. Tapes made. -WBB.	WBB 427 Project Invest 3 Rate	75.00 75.00	10.00s	750.0) 750.00*
08/31/90 AC 146				
Return from D.C. driving mobile home. -AC	AC 427 Project Invest 6 Rate	15.00 50.00*	10.00s	150.00 500.00
08/31/90 MC 367				
Duplicate evidence tapes. -MC	MC 427 Project Data Analyst	10.00 45.00*	11.50s	115.00 517.50
08/31/90 MC 374				
Paid rent at the U/C office, picked up mail, talked to receptionist, stayed in office about 30 minutes. -MC	MC 427 Project Data Analyst	10.00 45.00*	1.50s	15.00 67.50
08/31/90 RL 386				
Pick up supplies for U/C office, pick up computer supplies. Return to D.C. from Ft. Lauderdale. Expenses 8-29/8-31: Airfare $564.00, Car rental $119.00, Hotel (WBB), Meals (OAF), Parking (OAF), Total expenses $683.00. -RL	RL 427 Project Invest 2 rate	22.00 60.00*	10.00s	220.00 600.00*
08/31/90 SR 615				
Checked out of hotel. Flew to TPA from Washington on Eastern. Expenses: Room service $5.29, Tip $3.00, Tip $5.00. -SR	SR 427 Project Invest 1 Rate	13.00 50.00	10.00s	130.00 500.00*
09/01/90 AC 147				
Driving from D.C. to Miami. -AC	AC 427 Project Invest 6 Rate	15.00 50.00*	10.00s	150.00 500.00
09/01/90 SR 2261				
Airborne Express.	SR			

	427-Project	Qty	Amount	
	$Courier	1	21.28	21.28*
09/01/90 SR 682				
Airborne Express.	SR			
	427-Project	Qty	Amount	
	$Courier	1	21.28	21.28*
	BILLED			
09/01/90 SR 2261				
Airborne Express.	SR			
	427-Project	Qty	Amount	
	$Courier	1	21.28	21.28*
09/02/90 AC 154				
Campground fees -AC	AC			
	427 Project	Qty	Amount	
	$ Transport	1	3.18	3.18
09/02/90 AC 153				
Gasoline for RV. -AC	AC			
	427 Project	Qty	Amount	
	$ Transport	1	247.91	247.91
09/02/90 AC 150				
Meals and tips -AC	AC			
	427 Project	Qty	Amount	
	$ Meal	1	262.93	262.93
09/02/90 AC 148				
Arrive in Miami with Mobile home and equipment. -AC	AC	15.00	10.00s	150.00
	427 Project			
	Invest 6 Rate	50.00*		500.00
09/02/90 AC 152				
Taxi and tolls -AC	AC			
	427 Project	Qty	Amount	
	$ Transport	1	26.85	26.85
09/02/90 AC.....151				
Lodging -AC	AC			
	427 Project	Qty	Amount	
	$ Hotel	1	106.98	106.98
09/02/90 WBB 695				
Actual time copies of VHS tapes from 8-30-90 meeting. -WBB.	WBB	75.00	3.50s	262.50
	427 Project			
	Misc.	10.00*		35.00*
09/04/90 AC 2275				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	40.25	40.25*

09/04/90 AC 2275
Airborne Express
AC
427-Project Qty Amount
$Courier 1 40.25 40.25*

09/04/90 AC 163
Take R.V. back to Cruise America. AC 15.00 2.50s 37.50
Return R.V. and pay difference with 427 Project
R.L. credit card. Return to office Invest 6 Rate 50.00* 125.00
with G.M. -AC

09/04/90 AC 696
Airborne Express
AC
427-Project Qty Amount
$Courier 1 40.25 40.25*
BILLED

09/04/90 GM 686
Return of R.V. -GM GM 16.00 2.50s 40.00
427 Project
Invest 6 Rate 50.00* 125.00

09/04/90 RL 418
Sort and store equipment from R.V. RL 22.00 7.50s 165.00
returned to office. Audio/Video 427 Project
tape exhibits and dupes. Set up Invest 8 Rate 60.00* 450.00
computers. Familiarize
transcribers with procedures.
copy tapes. -RL

09/04/90 WBB 702
Copy and mail tapes to RL. -WBB. WBB 75.00 0.50s 37.50
427 Project
Data Analyst 45.00* 22.50*

09/05/90 AC 2276
Airborne Express
AC
427-Project Qty Amount
$Courier 1 25.00 25.00*

09/05/90 AC 2276
Airborne Express
AC
427-Project Qty Amount
$Courier 1 25.00 25.00*

09/05/90 AC 697
Airborne Express
AC
427-Project Qty Amount
$Courier 1 25.00 25.00*
BILLED

09/05/90 RL 420

Dupe video exhibits (21). Brief transcriber (GL) re: case, exhibits and disclosures. -RL		RL 427 Project Invest 8 Rate	22.00 60.00*	6.50s	143.00 390.00
09/06/90 AC .....2278 Airborne Express		AC 427-Project $Courier	Qty Amount 1	9.78	9.78*
09/06/90 AC .....2278 Airborne Express		AC 427-Project $Courier	Qty Amount 1	9.78	9.78*
09/06/90 AC .....2279 Airborne Express		AC 427-Project $Courier	Qty Amount 1	9.78	9.78*
09/06/90 AC .....2277 Airborne Express		AC 427-Project $Courier	Qty Amount 1	15.53	15.53*
09/06/90 AC .....2277 Airborne Express		AC 427-Project $Courier	Qty Amount 1	15.53	15.53*
09/06/90 AC .....176 To Ecolit office, check phone messages, pick up mail. -AC		AC 427 Project Invest 6 Rate	15.00 50.00*	1.25s	18.75 62.50
09/06/90 AC .....700 Airborne Express		AC 427-Project $Courier BILLED	Qty Amount 1	9.78	9.78*
09/06/90 AC .....699 Airborne Express		AC 427-Project $Courier BILLED	Qty Amount 1	9.78	9.78*
09/06/90 AC .....698 Airborne Express		AC 427-Project $Courier BILLED	Qty Amount 1	15.53	15.53*
09/06/90 AC 188					

Mailed bill from the Anchorage Times to Ecolit in D.C. -AC	AC	15.00	0.20s	3.00
	427 Project Invest 6 Rate	50.00*		10.00
09/06/90 AC 2279				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	9.78	9.78
09/06/90 RL 424				
Dupe exhibits. -RL	RL	22.00	1.00s	22.00
	427 Project Invest 8 Rate	60.00*		60.00
09/06/90 RL 422				
Dupe exhibit videos. -RL	RL	22.00	4.00s	88.00
	427 Project Invest 8 Rate	60.00*		240.00
09/07/90 RL 428				
Dupe video exhibits. -RL	RL	22.00	3.50s	77.00
	427 Project Invest 8 Rate	60.00*		210.00
09/07/90 RL 430				
Set up computers and brief ACO re: transcripts. -RL	RL	22.00	1.50s	33.00
	427 Project Invest 8 Rate	60.00*		90.00
09/10/90 AC 212				
U/C office to pick up mail and check messages. -AC	AC	15.00	1.00s	15.00
	427 Project Invest 6 Rate	50.00*		50.00
09/10/90 RL 413				
Audio and video dupes for transcription and distribution. -RL	RL	22.00	5.00s	110.00
	427 Project Invest 8 Rate	60.00*		300.00
09/11/90 AC 2282				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	27.60	27.60*
09/11/90 AC 2282				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	27.60	27.60*
09/11/90 AC 702				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	27.60	27.60*

	BILLED			
09/11/90 RL 431				
Audio/video dupes. -RL	RL	22.00	6.50s	143.00
	427 Project			
	Invest 8 Rate	60.00*		390.00
09/12/90 ROL 435				
Review transcripts, schedules and	RL	22.00	1.50s	33.00
coordinate w/ Human resources. -RL	427 Project			
	Invest 8 Rate	60.00*		90.00
09/13/90 RL 441				
Audio/video dupes. -RL	RL	22.00	6.00s	132.00
	427 Project			
	Invest 8 Rate	60.00*		360.00
09/14/90 AC 2283				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	31.93	31.93*
09/14/90 AC 2283				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	31.93	31.93*
09/14/90 AC 703				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	31.93	31.93*
	BILLED			
09/14/90 RL 443				
Complete video dupes. Telephone	RL	22.00	3.00s	66.00
conference with C-1. Prep packages	427 Project			
with exhibits for shipment. -RL	Invest 8 Rate	60.00*		180.00
09/17/90 GM 805				
Briefed by WBB and R. Lund re:	GM	16.00	1.50s	24.00
future U/C and surveillance. -GM	427 Project			
	invest 6 Rate	50.00*		75.00
09/17/90 RL 449				
Print out existing transcripts and	RL	22.00	4.50s	99.00
place with copy tapes for review,	427 Project			
inventory of exhibits. -RL	Invest 8 Rate	60.00*		270.00
09/17/90 RL 447				
Conference with WBB re: U/C	RL	22.00	2.00s	44.00
offices; dupes; and transcripts.	427 Project			
-RL	Invest 8 Rate	60.00*		120.00

09/17/90 RL 448				
Conference w/WBB and GM re: U/C debriefing and strategies. -RL	RL	22.00	1.50s	33.00
	427 Project Invest 8 Rate	60.00*		90.00
09/18/90 RL 450				
Audio dupes of exhibits; transcripts and inventory of printouts. -RL	RL	22.00	3.00s	66.00
	427 Project Invest 8 Rate	60.00*		180.00
09/19/90 RL 409				
Exhibit and transcript prep, U/C business corresp. -RL	RL	22.00	3.00s	66.00
	427 Project Invest 8 Rate	60.00*		180.00
09/19/90 RL 407				
Conference w/WBB re: U/C contact w/CH; exhibit copy distribution; audio dupes. -RL	RL	22.00	3.00s	66.00
	427 Project Invest 8 Rate	60.00*		180.00
09/20/90 AC 112				
Drive 427 client to airport. -AC	AC	15.00	1.50s	22.50
	427 Project Invest 6 Rate	50.00*		75.00
09/20/90 AC 149				
Airfare -AC	AC			
	427 Project	Qty	Amount	
	$ Airfare	1	283.00	283.00
09/20/90 RL 406				
Case investigation briefing and strategy meeting. -RL	RL	22.00	13.50s	297.00
	427 Project Invest 8 Rate	60.00*		810.00
09/21/90 AC 2284				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	40.37	40.37*
09/21/90 AC 2284				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	40.37	40.37*
09/21/90 AC 115				
Return rental car to Budget with Inv. Mathews. -AC	AC	15.00	2.50s	37.50
	427 Project Invest 6 Rate	50.00*		125.00
09/21/90 AC 704				
Airborne Express	AC			

	427-Project	Qty	Amount	
	$Courier	1	40.37	40.37*
	BILLED			
09/21/90 RL 1604				
Travel prep; equipped transcript shipment. -RL	RL	22.00	1.25s	27.50
	427-Project			
	Invest 8 Rate	60.00*		75.00*
09/21/90 RL 1605				
Depart Ft. Lauderdale to Washington, D.C. Restore u/c office for operation. Office expense (IOTC) Rent $1,897.50, telephone and copies $84.42. -RL	RL	22.00	10.00s	220.00
	427-Project			
	Invest 8 Rate	60.00*		600.00*
09/21/90 RL 1607				
Office expense (IOTC) rent. -RL	RL			
	427-Project	Qty	Amount	
	$Office Rent	1	1897.50	1897.50*
09/21/90 RL 1607				
Office expense (IOTC) rent. -RL	RL			
	427-Project	Qty	Amount	
	$Office Rent	1	1897.50	1897.50*
09/21/90 RL 1602				
Transcript inventory and printout prep; conference with WBB; review audio exhibit #20 for contents and connections. -RL	RL	22.00	5.25s	115.50
	427-Project			
	Invest 8 Rate	60.00*		315.00*
09/21/90 RL 1602				
Transcript inventory and printout prep; conference with WBB; review audio exhibit #20 for contents and connections. -RL	RL	22.00	5.25s	115.50
	427-Project			
	Invest 8 Rate	60.00*		315.00*
09/21/90 RL 1606				
Copies and telephone. -RL	RL			
	427-Project	Qty	Amount	
	$Copies	1	84.42	84.42*
09/21/90 RL 1606				
Copies and telephone. -RL	RL			
	427-Project	Qty	Amount	
	$Copies	1	84.42	84.42*
09/21/90 RL 1605				
Depart Ft. Lauderdale to Washington, D.C. Restore u/c office for operation. Office expense (IOTC) Rent $1,897.50,	RL	22.00	10.00s	220.00
	427-Project			
	Invest 8 Rate	60.00*		600.00*

telephone and copies $84.42. -RL

09/21/90 RL 42				
Travel prep; equipped transcript shipment. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	1.25s	27.50 75.00*
09/21/90 RL 44				
Copies and telephone. -RL	RL 427-Project $Copies BILLED	Qty 1	Amount 84.42	84.42*
09/21/90 RL 40				
Transcript inventory and printout prep; conference with WBB; review audio exhibit #20 for contents and connections. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	5.25s	115.50 315.00*
09/21/90 RL 43				
Depart Ft. Lauderdale to Washington, D.C. Restore u/c office for operation. Office expense (IOTC) Rent $1,897.50, telephone and copies $84.42. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	10.00s	220.00 600.00*
09/21/90 RL 45				
Office expense (IOTC) rent. -RL	RL 427-Project $Office Rent BILLED	Qty 1	Amount 1897.50	1897.50
09/21/90 RL 1604				
Travel prep; equipped transcript shipment. -RL	RL 427-Project Invest 8 Rate	22.00 60.00*	1.25s	27.50 75.00*
09/25/90 AC 280				
Payment to Southern Bell for Ecolit office phone $64.93. -AC	AC 427 Project Invest 6 Rate	15.00 50.00*	0.25s	3.75 12.50
09/25/90 AC 278				
At the Ecolit Group. Pick up mail, answer phones, converse with girls at the front. -AC	AC 427 Project Invest 6 Rate	15.00 50.00*	2.00s	30.00 100.00
09/25/90 AC 281				
Payment to Southern Bell for Ecolit Group phone. -AC	AC 427 Project $ U/C phone	Qty 1	Amount 0.00	0.00

09/25/90 DM 599				
Wayne Black to airport. -DM	DM	15.00	1.50s	22.50
	427 Project			
	Invest 6 Rate	50.00*		75.00
09/25/90 RL 1609				
Pick up additional supplies for u/c	RL	22.00	10.00s	220.00
operation. Battenets, types, etc.	427-Project			
Expense $94.62. Pick up WBB at	Invest 8 Rate	60.00*		600.00*
DCA. -RL				
09/25/90 RL 1608				
Bottenets, types, ect. -RL	RL			
	427-Project	Qty	Amount	
	$Miscellaneous	1	94.62	94.62*
09/25/90 RL 1608				
Bottenets, types, ect. -RL	RL			
	427-Project	Qty	Amount	
	$Miscellaneous	1	94.62	94.62*
09/25/90 RL 1609				
Pick up additional supplies for u/c	RL	22.00	10.00s	220.00
operation. Battenets, types, etc.	427-Project			
Expense $94.62. Pick up WBB at	Invest 8 Rate	60.00*		600.00*
DCA. -RL				
09/25/90 RL 47				
Pick up additional supplies for u/c	RL	22.00	10.00s	220.00
operation. Battenets, types, etc.	427-Project			
Expense $94.62. Pick up WBB at	Invest 8 Rate	60.00*		600.00*
DCA. -RL	BILLED			
09/25/90 RL 46				
Bottenets, types, ect. -RL	RL			
	427-Project	Qty	Amount	
	$Miscellaneous	1	94.62	94.62*
	BILLED			
09/26/90 2287				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	9.78	9.78*
09/26/90 AC 2286				
Airborne Express	AC			
	427-Project	Qty	Amount	
	$Courier	1	15.61	15.61*
09/26/90 AC 2287				
Airborne Express	AC			

		427-Project	Qty	Amount	
		$Courier	1	9.78	9.78*
09/26/90 AC 707					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	9.78	9.78*
		BILLED			
09/26/90 AC 2286					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	15.61	15.61*
09/26/90 AC 706					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	15.61	15.61*
		BILLED			
09/26/90 RL 1610					
WBB notice to stand down on u/c. Telephone conference meeting with WBB and SR. P.V. Worm for computer system. Expense $2092.30. Drop WBB at DCA. -RL		RL	22.00	10.00s	220.00
		427-Project			
		Invest 8 Rate	60.00*		600.00*
09/26/90 RL 1611					
P.V. Worm Computer System. -RL		RL			
		427-Project	Qty	Amount	
		$Computer Syst.	1	2092.30	2092.30*
09/26/90 RL 1611					
P.V. Worm Computer System. -RL		RL			
		427-Project	Qty	Amount	
		$Computer Syst.	1	2092.30	2092.30*
09/26/90 RL 1610					
WBB notice to stand down on u/c. Telephone conference meeting with WBB and SR. P.V. Worm for computer system. Expense $2092.30. Drop WBB at DCA. -RL		RL	22.00	10.00s	220.0
		427-Project			
		Invest 8 Rate	60.00*		600.00*
09/26/90 RL 48					
WBB notice to stand down on u/c. Telephone conference meeting with WBB and SR. P.V. Worm for computer system. Expense $2092.30. Drop WBB at DCA. -RL		RL	22.00	10.00s	220.00
		427-Project			
		Invest 8 Rate	60.00*		600.00*
		BILLED			
09/26/90 RL 49					
P.V. Worm Computer System. -RL		RL			

	427-Project Qty Amount			
	$Computer Syst. 1 2092.30			2092.30*
	BILLED			
09/27/90 RL 1614				
P.V. packing supplies; drop SR at Hertz; P.V. Federal express Re: WBB; take down technical equipment from u/c office. Pack for shipment. Meeting at MITI Readmore operations. -RL	RL	22.00	10.00s	220.00
	427-Project Invest 8 Rate	60.00*		600.00*
09/27/90 RL 1614				
P.V. packing supplies; drop SR at Hertz; P.V. Federal express Re: WBB; take down technical equipment from u/c office. Pack for shipment. Meeting at MITI Readmore operations. -RL	RL	22.00	10.00s	220.00
	427-Project Invest 8 Rate	60.00*		600.00*
09/27/90 RL 52				
P.V. packing supplies; drop SR at Hertz; P.V. Federal express Re: WBB; take down technical equipment from u/c office. Pack for shipment. Meeting at MITI Readmore operations. -RL	RL	22.00	10.00s	220.00
	427-Project Invest 8 Rate	60.00*		600.00*
	BILLED			
09/28/90 AC 308				
Rent for U/C office. -AC	AC			
	427 Project Qty Amount			
	$ U/C office 1 418.50			418.50
09/28/90 AC 302				
Cash advance check for Ecolit office rent. Purchase money order $418.50. -AC	AC	15.00	0.50s	7.50
	427 Project Invest 6 Rate	50.00*		25.00
09/28/90 RL 1619				
Car Rental. -RL	RL			
	427-Project Qty Amount			
	$Car Rental 1 217.71			217.71*
09/28/90 RL 2313				
Parking. -RL	RL			
	427-Project Qty Amount			
	$Parking 1 53.00			53.00*
09/28/90 RL 1618				
Hotel. -RL	RL			
	427-Project Qty Amount			
	$Hotel 1 658.07			658.07*

09/28/90 RL 2312
Fuel. -RL

RL			
427-Project	Qty	Amount	
$Miscellaneous	1	15.50	15.50*

09/28/90 RL 2312
Fuel. -RL

RL			
427-Project	Qty	Amount	
$Miscellaneous	1	15.50	15.50*

09/28/90 RL 2313
Parking. -RL

RL			
427-Project	Qty	Amount	
$Parking	1	53.00	53.00*

09/28/90 RL 1620
Meals. -RL

RL			
427-Project	Qty	Amount	
$Meals	1	148.43	148.43*

09/28/90 RL 1621
Office supplies. -RL

RL			
427-Project	Qty	Amount	
$Miscellaneous	1	44.37	44.37*

09/28/90 RL 1617
Parking. -RL

RL			
427-Project	Qty	Amount	
$Parking	1	53.50	53.50*

09/28/90 RL 1619
Car Rental. -RL

RL			
427-Project	Qty	Amount	
$Car Rental	1	217.71	217.71*

09/28/90 RL 1618
Hotel. -RL

RL			
427-Project	Qty	Amount	
$Hotel	1	658.07	658.07*

09/28/90 RL 1615

Depart Washington D.C. to Ft. Lauderdale. Expenses 9/24/90 through 9/29/90: Airfare $680.00, hotel $658.07, car rental $217.71, meals $148.43, office supplies $44.37, fuel $15.50, parking $53.00. -RL	RL	22.00	10.00s 220.00
	427-Project		
	Invest 8 Rate	60.00*	600.00*

09/28/90 RL 1616
Airfare. -RL

RL			
427-Project	Qty	Amount	
$Airfare	1	680.00	680.00*

09/28/90 RL 1616
Airfare. -RL
RL
427-Project Qty Amount
$Airfare 1 680.00 680.00*

09/28/90 RL 731
Fuel. -RL
RL
427-Project Qty Amount
$Miscellaneous 1 15.50 15.50*
BILLED

09/28/90 RL 58
Meals. -RL
RL
427-Project Qty Amount
$Meals 1 148.43 148.43*
BILLED

09/28/90 RL 56
Hotel. -RL
RL
427-Project Qty Amount
$Hotel 1 658.07 658.07*
BILLED

09/28/90 RL 53
Depart Washington D.C. to Ft. Lauderdale. Expenses 9/24/90 through 9/29/90: Airfare $680.00, hotel $658.07, car rental $217.71, meals $148.43, office supplies $44.37, fuel $15.50, parking $53.00. -RL
RL 22.00 10.00s 220.00
427-Project
Invest 8 Rate 60.00* 600.00*
BILLED

09/28/90 RL 1621
Office supplies. -RL
RL
427-Project Qty Amount
$Miscellaneous 1 44.37 44.37*

09/28/90 RL 57
Car Rental. -RL
RL
427-Project Qty Amount
$Car Rental 1 217.71 217.71*
BILLED

09/28/90 RL 732
Parking. -RL
RL
427-Project Qty Amount
$Parking 1 53.00 53.00*
BILLED

09/28/90 RL 55
Parking. -RL
RL
427-Project Qty Amount

	$Parking	1	53.50	53.50*
	BILLED			
09/28/90 RL 1617				
Parking. -RL	RL			
	427-Project	Qty	Amount	
	$Parking	1	53.50	53.50*
09/28/90 RL 1615				
Depart Washington D.C. to Ft.	RL	22.00	10.00s	220.00
Lauderdale. Expenses 9/24/90	427-Project			
through 9/29/90: Airfare $680.00,	Invest 8 Rate	60.00*		600.00*
hotel $658.07, car rental $217.71,				
meals $148.43, office supplies				
$44.37, fuel $15.50, parking				
$53.00. -RL				
09/28/90 RL 54				
Airfare. -RL	RL			
	427-Project	Qty	Amount	
	$Airfare	1	680.00	680.00*
	BILLED			
09/28/90 RL 59				
Office supplies. -RL	RL			
	427-Project	Qty	Amount	
	$Miscellaneous	1	44.37	44.37*
	BILLED			
09/29/90 RL 1620				
Meals. -RL	RL			
	427-Project	Qty	Amount	
	$Meals	1	148.43	148.43*
10/01/90 AC 1567				
At Ecolit office. Get mail, pay	AC	15.00	2.75s	41.25
rent, conference to girls at	427-Project			
reception. -AC	Invest 6 Rate	50.00*		137.50
10/01/90 AC 2291				
Long distance telephone calls.	AC			
10/01/90 thru 10/26/90	427-Project	Qty	Amount	
	$Telephone Call	1	4.52	4.52*
10/01/90 AC 1567				
At Ecolit office. Get mail, pay	AC	15.00	2.75s	41.25
rent, conference to girls at	427-Project			
reception. -AC	Invest 6 Rate	50.00*		137.50*
10/01/90 AC 7				
At Ecolit office. Get mail, pay	AC	15.00	2.75s	41.25
rent, conference to girls at	427-Project			
reception. -AC	Invest 6 Rate	50.00*		137.50*

		BILLED			
10/01/90 AC 710					
Long distance telephone calls.		AC			
10/01/90 thru 10/26/90		427-Project	Qty	Amount	
		$Telephone Call	1	4.52	4.52*
		BILLED			
10/01/90 GM 1673					
Conference with WBB, R. Lund. -GM		GM	16.00	1.00s	16.00
		427-Project			
		Invest 6 Rate	50.00*		50.00*
10/01/90 GM 111					
Conference with WBB, R. Lund. -GM		GM	16.00	1.00S	16.00
		427-Project			
		Invest 6 Rate	50.00*		50.00*
		BILLED			
10/01/90 GM 1673					
Conference with WBB, R. Lund. -GM		GM	16.00	1.00s	16.00
		427-Project			
		Invest 6 Rate	50.00*		50.00*
10/01/90 RL 2314					
Express mail. -SR		SR			
		427-Project	Qty	Amount	
		$Courier	1	15.00	15.00*
10/01/90 RL 1625					
Conference call with client Re: u/c		RL	22.00	1.00s	22.00
offices. -RL		427-Project			
		Invest 8 Rate	60.00*		60.00*
10/01/90 RL 1625					
Conference call with client Re: u/c		RL	22.00	1.00s	22.0
offices. -RL		427-Project			
		Invest 8 Rate	60.00*		60.00*
10/01/90 RL 63					
Conference call with client Re: u/c		RL	22.00	1.00s	22.00
offices. -RL		427-Project			
		Invest 8 Rate	60.00*		60.00*
		BILLED			
10/01/90 SR 2314					
Express mail. -SR		SR			
		427-Project	Qty	Amount	
		$Courier	1	15.00	15.00*
10/01/90 SR 2178					
Worked in office to maintain cover		SR	13.00	10.00s	130.00
story. Spoke with WBB Re: shutting		427-Project			

case down. Express mail $15.00. -SR	Invest 6 Rate	50.00*		500.00*
10/01/90 SR 2180				
Worked in office. Spoke with WBB and Rick Lund via phone Re: case. Dinner $11.30, CPI parking $6.00, dry cleaning $5.65. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/01/90 SR 604				
Worked in office to maintain cover story. Spoke with WBB Re: shutting case down. Express mail $15.00. -SR	SR 427-Project Invest 6 Rate BILLED	13.00 50.00*	10.00	130.00 500.00*
10/01/90 SR 733				
Express mail. -SR	SR 427-Project $Courier BILLED	Qty 1	Amount 15.00	 15.00*
10/01/90 SR.....2178				
Worked in office to maintain cover story. Spoke with WBB Re: shutting case down. Express mail $15.00. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/01/90 WBB 2301				
Phone with Chuck Hamel. Phone brief to Pat Wellington. Memo. -WBB	WBB 427-Project Invest 11 Rate	75.00 75.00*	0.50s	37.50 37.50*
10/01/90 WBB 2299				
Phone briefing with Lon Trotter and Pat Wellington, Rick Lund Re: distribution of reports status, etc. - Dec. 1, 1990. -WBB	WBB 427-Project Invest 11 Rate	75.00 75.00*	0.50s	37.50 37.50*
10/01/90 WBB 2299				
Phone briefing with Lon Trotter and Pat Wellington, Rick Lund Re: distribution of reports status, etc. - Dec. 1, 1990. -WBB	WBB 427-Project Invest 11 Rate	75.00 75.00*	0.50s	37.50 37.50*
10/01/90 WBB 2301				
Phone with Chuck Hamel. Phone brief to Pat Wellington. Memo. -WBB	WBB 427-Project Invest 11 Rate	75.00 75.00*	0.50s	37.50 37.50*
10/01/90 WBB 718				
Phone briefing with Lon Trotter and Pat Wellington, Rick Lund Re: distribution of reports status, etc.	WBB 427-Project Invest 11 Rate	75.00 75.00*	0.50s	37.50 37.50*

- Dec. 1, 1990. -WBB	BILLED				
10/01/90 WBB 720					
Phone with Chuck Hamel. Phone brief to Pat Wellington. Memo. -WBB	WBB 427-Project Invest 11 Rate BILLED	75.00 75.00*	0.50s	37.50 37.50*
10/02/90 AC 2288					
Airborne Express	AC 427-Project $Courier	Qty 1	Amount 15.53	15.53*
10/02/90 AC 708					
Airborne Express	AC 427-Project $Courier BILLED	Qty 1	Amount 15.53	15.53*
10/02/90 AC 2288					
Airborne Express	AC 427-Project $Courier	Qty 1	Amount 15.53	15.53*
10/02/90 SR 2181					
Dinner. -SR	SR 427-Project $Meals	Qty 1	Amount 11.30	11.30*
10/02/90 SR 2182					
CPI parking. -SR	SR 427-Project $Parking	Qty 1	Amount 6.00	6.00*
10/02/90 SR 2181					
Dinner. -SR	SR 427-Project $Meals	Qty 1	Amount 11.30	11.30*
10/02/90 SR 2182					
CPI parking. -SR	SR 427-Project $Parking	Qty 1	Amount 6.00	6.00*
10/02/90 SR 2180					
Worked in office. Spoke with WBB and Rick Lund via phone Re: case. Dinner $11.30, CPI parking $6.00, dry cleaning $5.65. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/02/90 SR 607					
Dinner. -SR	SR 427-Project	Qty	Amount		

	$Meals	1	11.30	11.30*
	BILLED			
10/02/90 SR 606				
Worked in office. Spoke with WBB	SR	13.00	10.00s	130.00
and Rick Lund via phone Re: case.	427-Project			
Dinner $11.30, CPI parking $6.00,	Invest 6 Rate	50.00*		500.00*
dry cleaning $5.65. -SR	BILLED			
10/02/90 SR 609				
Dry cleaning. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	5.65	5.65*
	BILLED			
10/02/90 SR 608				
CPI parking. -SR	SR			
	427-Project	Qty	Amount	
	$Parking	1	6.00	6.00*
	BILLED			
10/02/90 SR 2183				
Dry cleaning. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	5.65	5.65*
10/02/90 SR 2183				
Dry cleaning. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	5.65	5.65*
10/03/90 SR 2184				
Worked in office to maintain cover.	SR	13.00	10.00s	130.00
Spoke with Rick Lund re: 427.	427-Project			
Parking $4.00. -SR	Invest 6 Rate	50.00*		500.00*
10/03/90 SR 2184				
Worked in office to maintain cover.	SR	13.00	10.00s	130.00
Spoke with Rick Lund re: 427.	427-Project			
Parking $4.00. -SR	Invest 6 Rate	50.00*		500.00*
10/03/90 SR 2185				
Parking. -GM	SR			
	427-Project	Qty	Amount	
	$Parking	1	4.00	4.00*
10/03/90 SR 2185				
Parking. -GM	SR			
	427-Project	Qty	Amount	
	$Parking	1	4.00	4.00*
10/03/90 SR 610				
Worked in office to maintain cover.	SR	13.00	10.00s	130.00

Spoke with Rick Lund re: 427. Parking $4.00. -SR	427-Project Invest 6 Rate BILLED	50.00*		500.00*
10/03/90 SR .....611 Parking. -GM	SR 427-Project $Parking BILLED	Qty 1	Amount 4.00	4.00*
10/04/90 RL .....1767 U/C office and mail. -RL	RL 427-Project Invest 8 Rate	22.00 60.00*	0.75s	16.50 45.00*
10/04/90 RL .....1767 U/C office and mail. -RL	RL 427-Project Invest 8 Rate	22.00 60.00*	0.75s	16.50 45.00*
10/04/90 RL .....201 U/C office and mail. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	0.75s	16.50 45.00*
10/04/90 SR .....2186 Worked in office to maintain cover story. Spoke with QRC mentioned possibility of closing office. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.0 500.00*
10/04/90 SR .....2186 Worked in office to maintain cover story. Spoke with QRC mentioned possibility of closing office. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/04/90 SR .....612 Worked in office to maintain cover story. Spoke with QRC mentioned possibility of closing office. -SR	SR 427-Project Invest 6 Rate BILLED	13.00 50.00*	10.00s	130.00 500.00*
10/05/90 SR .....2187 Worked in office and maintain cover story. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/05/90 SR .....2187 Worked in office and maintain cover story. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/05/90 SR 613				

Worked in office and maintain cover story. -SR	SR 427-Project Invest 6 Rate BILLED	13.00 50.00*	10.00s	130.00 500.00*
10/07/90 SR .....2189 Mobil gas. -$14.45	SR 427-Project $Miscellaneous	Qty 1	Amount 14.45	14.45*
10/07/90 SR .....2188 Mobil gas for rental $14.45 (paid on American Express). -SR	SR 427-Project Invest 6 Rate	13.00* 50.00	0.00s	
10/07/90 SR .....2188 Mobil gas for rental $14.45 (paid on American Express). -SR	SR 427-Project Invest 6 Rate	13.00* 50.00	0.00s	*
10/07/90 SR .....2189 Mobil gas. -$14.45	SR 427-Project $Miscellaneous	Qty 1	Amount 14.45	14.45*
10/07/90 SR .....615 Mobil gas. -$14.45	SR 427-Project $Miscellaneous BILLED	Qty 1	Amount 14.45	14.45*
10/07/90 SR .....614 Mobil gas for rental $14.45 (paid on American Express). -SR	SR 427-Project Invest 6 Rate BILLED	13.00* 50.00	0.00s	*
10/08/90 SR .....2190 Worked in office to maintain cover story. Lunch $1.87. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/08/90 SR .....2190 Worked in office to maintain cover story. Lunch $1.87. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/08/90 SR .....2191 Lunch. -SR	SR 427-Project $Meals	Qty 1	Amount 1.87	1.87*
10/08/90 SR 617				

Lunch. -SR		SR			
		427-Project	Qty	Amount	
		$Meals	1	1.87	1.87*
		BILLED			
10/08/90 SR 2191					
Lunch. -SR		SR			
		427-Project	Qty	Amount	
		$Meals	1	1.87	1.87*
10/08/90 SR 616					
Worked in office to maintain cover story. Lunch $1.87. -SR		SR	13.00	10.00s	130.00
		427-Project			
		Invest 6 Rate	50.00*		500.00*
		BILLED			
10/09/90 AC 2285					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	15.61	15.61*
10/09/90 AC 2285					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	15.61	15.61*
10/09/90 AC 705					
Airborne Express		AC			
		427-Project	Qty	Amount	
		$Courier	1	15.61	15.61*
		BILLED			
10/09/90 JL 2315					
Cae coordination, reports summaries, etc. -JL		JL		6.50s	
		427-Project			
		Invest 4 Rate	40.00*		260.00*
10/09/90 JL 2315					
Case coordination, reports summaries, etc. -JL		JL	6.50s		
		427-Project			
		Invest 4 Rate	40.00*		260.00*
10/09/90 JL 734					
Ca(?)e coordination, reports summaries, etc. -JL		JL		6.50s	
		427-Project			
		Invest 4 Rate		40.00*	260.00*
		BILLED			
10/09/90 SR 2192					
Worked in office to maintain cover. Checked on the truck rentals to move office. -SR		SR	13.00	10.00s	130.00
		427-Project			
		Invest 6 Rate	50.00*		500.00*

10/09/90 SR 2192				
Worked in office to maintain cover. Checked on the truck rentals to move office. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/09/90 SR 618				
Worked in office to Checked on the truck rentals to move office. -SR	SR 427-Project Invest 6 Rate BILLED	13.00 50.00*	10.00s	130.00 500.00*
10/10/90 RL 2264				
Calls Re: lease. -RL	RL 427-Project Invest 6 Rate	22.00 50.00*	1.00s	22.00 50.00*
10/10/90 RL 2263				
Conference with Sherree Rich Re: lease / research files. -RL	RL 427-Project Invest 6 Rate	22.00 50.00*	1.00s	22.00 50.00*
10/10/90 RL 2264				
Calls Re: lease. -RL	RL 427-Project Invest 6 Rate	22.00 50.00*	1.00s	22.00 50.00*
10/10/90 RL 684				
Conference with Sherree Rich Re: lease / research files. -RL	RL 427-Project Invest 6 Rate BILLED	22.00 50.00*	1.00s	22.00 50.00*
10/10/90 RL 685				
Calls Re: lease. -RL	RL 427-Project Invest 6 Rate BILLED	22.00 50.00*	1.00s	22.00 50.00*
10/10/90 SR 2316				
Express mail equipment. -SR	SR 427-Project $Courier	 Qty 1	 Amount 37.90	 37.90*
10/10/90 SR 2193				
Worked in office to maintain cover. Meeting with WBB and Rick Lund on phone Re: case. Express mailed equipment $37.90. Spoke with Bell Atlantic. Lunch $1.90, dinner $16.28. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/10/90 SR 2193				
Worked in office to maintain cover.	SR	13.00	10.00s	130.00

Meeting with WBB and Rick Lund on phone Re: case. Express mailed equipment $37.90. Spoke with Bell Atlantic. Lunch $1.90, dinner $16.28. -SR	427-Project Invest 6 Rate	50.00*		500.00*
10/10/90 SR 2263				
Conference with Sherree Rich Re: lease / research files. -RL	RL	22.00	1.00s	22.00
	427-Project Invest 6 Rate	50.00*		50.00*
10/10/90 SR 2194				
Lunch $1.90, Dinner $16.28. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	18.18	18.18*
10/10/90 SR 2318				
Dinner. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	16.28	16.28*
10/10/90 SR 2317				
Lunch. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	1.90	1.90*
10/10/90 SR 2318				
Dinner. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	16.28	16.28*
10/10/90 SR 620				
Lunch $1.90, Dinner $16.28. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	18.18	18.18*
	BILLED			
10/10/90 SR 737				
Dinner. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	16.28	16.28*
	BILLED			
10/10/90 SR 2317				
Lunch. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	1.90	1.90*
10/10/90 SR 736				
Lunch. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	1.90	1.90*
	BILLED			

10/10/90 SR 735
Express mail equipment. -SR

SR				
427-Project	Qty	Amount		
$Courier	1	37.90		37.90*
BILLED				

10/10/90 SR 2194
Lunch $1.90, Dinner $16.28. -SR

SR				
427-Project	Qty	Amount		
$Meals	1	18.18		18.18*

10/10/90 SR 2316
Express mail equipment. -SR

SR				
427-Project	Qty	Amount		
$Courier	1	37.90		37.90*

10/10/90 SR 619
Worked in office to maintain cover. Meeting with WBB and Rick Lund on phone Re: case. Express mailed equipment $37.90. Spoke with Bell Atlantic. Lunch $1.90, dinner $16.28. -SR

SR		13.00	10.00s	130.00
427-Project				
Invest 6 Rate	50.00*			500.00*
BILLED				

10/11/90 RL 2319
Computer equipment. -RL

RL				
427-Project	Qty	Amount		
$Computer Syst.	1	3750.00		3750.00*

10/11/90 RL 1778
Equipment removal and covert video system installed in Washington, D.C. U/C office and ancillary computer equipment. Cost $75 per day 50 days = $3,750. From August 10th through September 28th. -RL

RL		22.00	0.00s	
427-Project				
Invest 8 Rate	60.00*			*

10/11/90 RL 1778
Equipment removal and covert video system installed in Washington, D.C. U/C office and ancillary computer equipment. Cost $75 per day 50 days = $3,750. From August 10th through September 28th. -RL

RL		22.00	0.00s	
427-Project				
Invest 8 Rate	60.00*			

10/11/90 RL 2319
Computer equipment. -RL

RL				
427-Project	Qty	Amount		
$Computer Syst.	1	3750.00		3750.00*

10/11/90 RL 738
Computer equipment. -RL

RL				
427-Project	Qty	Amount		
$Computer Syst.	1	3750.00		3750.(
BILLED				

10/11/90 RL 212
Equipment removal and covert video system installed in Washington, D.C. U/C office and ancillary computer equipment. Cost $75 per day 50 days = $3,750. From August 10th through September 28th. -RL

RL		22.00	0.00s	
427-Project				
Invest 8 Rate		60.00*		*
BILLED				

10/11/90 SR 2195
Worked in office to maintain cover story. Laundry $4.00. -SR

SR		13.00	10.00s	130.C
427-Project				
Invest 6 Rate		50.00*		500.C

10/11/90 SR 2195
Worked in office to maintain cover story. Laundry $4.00. -SR

SR		13.00	10.00s	130.C
427-Project				
Invest 6 Rate		50.00*		500.0

10/11/90 SR 2196
Laundry. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	4.00		4.0

10/11/90 SR 622
Laundry. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	4.00		4.0
BILLED				

10/11/90 SR 621
Worked in office to maintain cover story. Laundry $4.00. -SR

SR		13.00	10.00s	130.0
427-Project				
Invest 6 Rate		50.00*		500.0
BILLED				

10/11/90 SR 2196
Laundry. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	4.00		4.0

10/11/90 WBB 1883
Phone with Pat Wellington, Mr. Smith, Bill Richey, C. Hamel. -WBB

WBB		75.00	1.75s	131.2
427-Project				
Invest 11 Rate		75.00*		131.2

10/11/90 WBB 1883

Phone with Pat Wellington, Mr. Smith, Bill Richey, C. Hamel. -WBB	WBB	75.00	1.75s	131.25
	427-Project			
	Invest 11 Rate	75.00*		131.25*
10/11/90 WBB 311				
Phone with Pat Wellington, Mr. Smith, Bill Richey, C. Hamel. -WBB	WBB	75.00	1.75s	131.25
	427-Project			
	Invest 11 Rate	75.00*		131.25*
	BILLED			
10/15/90 WBB 316				
Phone with Kathy Hamel. Brief Pat Wellington. -WBB	WBB	75.00	0.10s	7.50
	427-Project			
	Invest 11 Rate	75.00*		7.50*
	BILLED			
10/12/90 SR 2197				
Worked in office to maintain cover. Spoke with WBB Re: case. Century parking $6.00. -SR	SR	13.00	10.00s	130.00
	427-Project			
	Invest 6 Rate	50.00*		500.00*
10/12/90 SR 2198				
Century parking. -SR	SR			
10/12/90	427-Project	Qty	Amount	
	$Parking	1	6.00	6.00*
10/12/90 SR 2197				
Worked in office to maintain cover. Spoke with WBB Re: case. Century parking $6.00. -SR	SR	13.00	10.00s	130.00
	427-Project			
	Invest 6 Rate	50.00*		500.00*
10/12/90 SR 2230				
Apartment rent $498.00. -SR	SR			
	427-Project	Qty	Amount	
	$Office Rent	1	498.00	498.00*
10/12/90 SR 2198				
Century parking. -SR	SR			
	427-Project	Qty	Amount	
	$Parking	1	6.00	6.00*
10/12/90 SR 2230				
Apartment rent $498.00. -SR	SR			
	427-Project	Qty	Amount	
	$Office Rent	1	498.00	498.00*
10/12/90 SR 624				
Century parking. -SR	SR			
	427-Project	Qty	Amount	
	$Parking	1	6.00	6.00*
	BILLED			
10/12/90 SR 656				

Apartment rent $498.00. -SR	SR				
	427-Project	Qty	Amount		
	$Office Rent	1	498.00		498.00*
	BILLED				
10/12/90 SR 623					
Worked ln office to maintain cover.	SR	13.00	10.00s		130.00
Spoke with WBB Re: case. Century	427-Project				
parking $6.00. -SR	Invest 6 Rate	50.00*			500.00*
	BILLED				
10/12/90 WBB 726					
Airborne Express to Pat Wellington	WBB				
-WBB	427-Project	Qty	Amount		
10/12/90 thru 11/05/90[1/]	$Courier	1	14.11		14.11*
10/14/90 SR 2200					
Laundry. -SR	SR				
	427-Project	Qty	Amount		
	$Miscellaneous	1	4.00		4.00*
10/14/90 SR 2199					
Dinner. -SR	SR				
	427-Project	Qty	Amount		
	$Meals	1	12.55		12.55*
10/14/90 SR 2199					
Dinner. -SR SR					
	427-Project	Qty	Amount		
	$Meals	1	12.55		12.55*
10/14/90 SR 2200					
Laundry. -SR	SR				
	427-Project	Qty	Amount		
	$Miscellaneous	1	4.00		4.00*
10/14/90 SR 625					
Dinner. -S	SR				
	427-Project	Qty	Amount		
	$Meals	1	12.55		12.55*
	BILLED				
10/14/90 SR 626					
Laundry. -SR	SR				
	427-Project	Qty	Amount		
	$Miscellaneous	1	4.00		4.00*
	BILLED				

[1/] Original date actually reads "10/12/99 thru 11/05/91." Even the 1991 dates, however, seem implausible, since the printout on which this entry occurs is itself dated 10/01/91. Hence both dates have been assumed to be 1990.

10/15/90 JL 809					
Airborne Express.	JL				
	427-Project		Qty	Amount	
	$Courier		1	15.53	15.53*
	BILLED				
10/15/90 SR 2202					
Lunch. -SR	SR				
	427-Project		Qty	Amount	
	$Meals		1	9.88	9.88*
10/15/90 SR 2202					
Lunch. -SR	SR				
	427-Project		Qty	Amount	
	$Meals		1	9.88	9.88*
10/15/90 SR 2201					
worked in office to maintain cover. Received phone call from C. Hamel while out of office. Notified WBB did not return call. Lunch $9.88. -SR	SR		13.00	10.00s	130.00
	427-Project				
	Invest 6 Rate		50.00*		500.00*
10/15/90 SR 2201					
Worked in office to maintain cover. Received phone call from C. Hamel while out of office. Notified WBB did not return call. Lunch $9.88. -SR	SR		13.00	10.00s	130.00
	427-Project				
	Invest 6 Rate		50.00*		500.00*
10/15/90 SR 627					
Worked in office to maintain cover. Received phone call from C. Hamel while out of office. Notified WBB did not return call. Lunch $9.88. -SR	SR		13.00	10.00s	130.00
	427-Project				
	Invest 6 Rate		50.00*		500.00*
	BILLED				
10/15/90 SR 628					
Lunch. -SR	SR				
	427-Project		Qty	Amount	
	$Meals		1	9.88	9.88*
	BILLED				
10/15/90 WBB 1888					
Phone with Kathy Hamel. Brief Pat Wellington. -WBB	WBB		75.00	0.10s	7.50
	427-Project				
	Invest 11 Rate		75.00*		7.50*
10/15/90 WBB 1888					
Phone with Kathy Hamel. Brief Pat Wellington. -WBB	WBB		75.00	0.10s	7.50
	427-Project				

	Invest 11 Rate	75.00*		7.50*
10/16/90 AC 1909				
At u/c office. Pick up mail, check messages, faxes, talk to receptionist. -AC	AC 427-Project Invest 6 Rate	15.00 50.00*	1.50s	22.50 75.00*
10/16/90 AC 337				
At u/c office. Pick up mail, check messages, faxes, talk to receptionist. -AC	AC 427-Project Invest 6 Rate BILLED	15.00 50.00*	1.50s	22.50 75.00*
10/16/90 SR 2203				
Worked in office to maintain cover. Received phone call from C. Hamel relayed to WBB. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/16/90 SR 629				
Worked in office to maintain cover. Received phone call from C. Hamel relayed to WBB. -SR	SR 427-Project Invest 6 Rate BILLED	13.00 50.00*	10.00s	130.00 500.00*
10/16/90 SR 2203				
Worked in office to maintain cover. Received phone call from C. Hamel relayed to WBB. -SR	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/16/90 WBB 1909				
At u/c office. Pick up mail, check messages, faxes, talk to receptionist. -AC	AC 427-Project Invest 6 Rate	15.00 50.00*	1.50s	22.50 75.00*
10/17/90 JL 810				
Airborne Express.	JL 427-Project $Courier BILLED	 Qty 1	 Amount 15.53	 15.53*
10/17/90 SR 2204				
Worked in office to maintain cover. Received phone call from C. Hamel, relayed message to WBB. Dinner $25.89	SR 427-Project Invest 6 Rate	13.00 50.00*	10.00s	130.00 500.00*
10/17/90 SR 2205				
Dinner. -SR	SR 427-Project $Meals	 Qty 1	 Amount 25.89	 25.89*
10/17/90 SR 2205				
Dinner. -SR	SR			

	427-Project	Qty	Amount	
	$Meals	1	25.89	25.89*
10/17/90 SR 2204				
Worked in office to maintain cover. Received phone call from C. Hamel, relayed message to WBB. Dinner $25.89	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/17/90 SR 630				
Worked in office to maintain cover. Received phone call from C. Hamel, relayed message to WBB. Dinner $25.89	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
	BILLED			
10/17/90 SR 631				
Dinner. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	25.89	25.89*
	BILLED			
10/17/90 WBB 1893				
Phone with DC Ecolit office re: shutdown. -WBB	WBB	75.00	0.10s	7.50
	427-Project Invest 11 Rate	75.00*		7.50*
10/17/90 WBB 1893				
Phone with DC Ecolit office re: shutdown. -WBB	WBB	75.00	0.10s	7.50
	427-Project Invest 11 Rate	75.00*		7.50*
10/17/90 WBB 321				
Phone with DC Ecolit office re: shutdown. -WBB	WBB	75.00	0.10s	7.50
	427-Project Invest 11 Rate	75.00*		7.50*
	BILLED			
10/18/90 SR 2206				
Worked in office to maintain cover story. Received phone call from C. Hamel, relayed message to WBB. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/18/90 SR 2206				
Worked in office to maintain cover story. Received phone call from C. Hamel, relayed message to WBB. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/18/90 SR 632				
Worked in office to maintain cover story. Received phone call from C. Hamel, relayed message to WBB. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
	BILLED			

10/19/90 SR 2208
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 16.83 16.83*

10/19/90 SR 2207
Worked in office to maintain cover. SR 13.00 10.00s 130.00
Spoke with WBB on phone Re: case. 427-Project
Exxon gas for rental $16.83. -SR Invest 6 Rate 50.00* 500.00*

10/19/90 SR 2207
Worked in office to maintain cover. SR 13.00 10.00s 130.00
Spoke with WBB on phone Re: case. 427-Project
Exxon gas for rental $16.83. -SR Invest 6 Rate 50.00* 500.00*

10/19/90 SR 633
Worked in office to maintain cover. SR 13.00 10.00s 130.00
Spoke with WBB on phone Re: case. 427-Project
Exxon gas for rental $16.83. -SR Invest 6 Rate 50.00* 500.00*
BILLED

10/19/90 SR 2208
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 16.83 16.88*

10/19/90 SR 634
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 16.83 16.83*
BILLED

10/19/90 WBB 748
Mobile phone for Ecolit, D.C.
office. -WBB
WBB
427-Project Qty Amount
$Miscellaneous 1 212.92 212.92*
BILLED

10/20/90 SR 2209
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 11.65 11.65*

10/20/90 SR 2209
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 11.65 11.65*

10/20/90 SR 635
Exxon gas. -SR
SR
427-Project Qty Amount
$Miscellaneous 1 11.65 11.65*
BILLED

10/22/90 SR 2212
Passport pictures. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	15.68		15.68*

10/22/90 SR 2211
QRC office phone bill. -SR

SR				
427-Project	Qty	Amount		
$Office Rent	1	67.81		67.81*

10/22/90 SR 2210
Worked in office to maintain cover. Paid QRC office phone bill $67.81. Passport pictures for license $15.68. -SR

SR	13.00	10.00s		130.00
427-Project				
Invest 6 Rate	50.00*			500.00*

10/22/90 SR 2211
QRC office phone bill. -SR

SR				
427-Project	Qty	Amount		
$Office Rent	1	67.81		67.81*

10/22/90 SR 2210
Worked in office to maintain cover. Payed QRC office phone bill $67.81. Passport pictures for license $15.68. -SR

SR	13.00	10.00s		130.00
427-Project				
Invest 6 Rate	50.00*			500.00*

10/22/90 SR 2212
Passport pictures. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	15.68		15.68*

10/22/90 SR 638
Passport pictures. -SR

SR				
427-Project	Qty	Amount		
$Miscellaneous	1	15.68		15.68*
BILLED				

10/22/90 SR 636
Worked in office to maintain cover. Paid QRC office phone bill $67.81. Passport pictures for license $15.68. -SR

SR	13.00	10.00s		130.00
427-Project				
Invest 6 Rate	50.00*			500.00*
BILLED				

10/22/90 SR 637
QRC office phone bill. -SR

SR				
427-Project	Qty	Amount		
$Office Rent	1	67.81		67.81*
BILLED				

10/23/90 SR 2231
Check charges. -SR

SR	

	427-Project	Qty	Amount	
	$Miscellaneous	1	43.35	43.35*
10/23/90 SR 2213				
Worked in office to maintain cover story. -SR	SR	13.00	10.00s	130.00
10/23/30 thru 10/23/90	427-Project Invest 6 Rate	50.00*		500.00*
10/23/90 SR 2231				
Check charges. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	43.35	43.35*
10/23/90 SR 639				
Worked in office to maintain cover story. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
	BILLED			
10/23/90 SR 657				
Check charges. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	43.35	43.35*
	BILLED			
10/23/90 SR 2213				
Worked in office to maintain cover story. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/24/90 SR 2214				
Worked in office to maintain cover story. Initiate office closing. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/24/30 thru 10/24/90				
10/24/90 SR 640				
Worked in office to maintain cover story. Initiate office closing. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
	BILLED			
10/24/90 SR 2214				
Worked in office to maintain cover story. Initiate office closing. -SR	SR	13.00	10.00s	130.00
	427-Project Invest 6 Rate	50.00*		500.00*
10/24/90 WBB 754				
Phone with Chuck Hamel. Brief JPW. -WBB	WBB	75.00	0.50s	37.50
	427-Project Invest 11 Rate	75.00		37.50*
	BILLED			

10/25/90 SR 284
Hertz car rental. -SR

SR			
427-Project	Qty	Amount	
$Car Rental	1	54.79	54.79*
BILLED			

10/25/90 SR 283
Worked in office to maintain cover story. Prepared to move office. Returned pagers (#817-4252, 817-4251) to Pagenet. Exxon gas for rental $15.95, CPI parking $6.00, Hertz rental for one day (10-24-90 / 10-25-90) $54.79 on SR Amex. Lunch McDonald's $2.80, express mail $13.00, laundry $4.00. -SR

SR	13.00	7.00=	91.00
427-Project			
Invest 1 Rate	25.00*		175.00*
BILLED			

10/25/90 SR 286
CPI parking. -SR

SR			
427-Project	Qty	Amount	
$Parking	1	6.00	6.00*
BILLED			

10/25/90 SR 288
Express Mail. -SR

SR			
427-Project	Qty	Amount	
$Courier	1	13.00	13.00*
BILLED			

10/25/90 SR 287
Lunch. -SR

SR			
427-Project	Qty	Amount	
$Meals	1	2.80	2.80*
BILLED			

10/25/90 SR 289
Laundry. -SR

SR			
427-Project	Qty	Amount	
$Miscellaneous	1	4.00	4.00*
BILLED			

10/25/90 SR 285
Exxon Gasoline for rental car. -SR

SR			
427-Project	Qty	Amount	
$Mileage	1	15.95	15.95*
BILLED			

10/26/90 AC 2291
Long distance telephone calls. 10/01/90 thru 10/26/90

AC			
427-Project	Qty	Amount	
$Telephone Call	1	4.52	4.52*

10/26/90 JL 811
Airborne Express.

JL
427-Project Qty Amount
$Courier 1 15.53 15.53*
BILLED

10/26/90 SR 290
Worked in office to maintain cover story. Packed equipment for move. -GM

SR 13.00 8.00s 104.00
427-Project
Invest 1 Rate 25.00* 200.00*
BILLED

10/27/90 SR 973
Airborne Express. -SR

SR
427-Project Qty Amount
$Courier 1 12.65 12.65*
BILLED

10/28/90 SR 294
Lunch. -SR

SR
427-Project Qty Amount
$Meals 1 2.31 2.31*
BILLED

10/28/90 SR 292
Hertz rental. -SR

SR
427-Project Qty Amount
$Car Rental 1 75.06 75.06*
BILLED

10/28/90 SR 295
Hotel (includes phone, food, parking, etc. for 10-07-90 / 10-28-90). -SR

SR
427-Project Qty Amount
$Hotel 1 2659.23 2659.23*
BILLED

10/28/90 SR 293
Tips. -SR

SR
427-Project Qty Amount
$Miscellaneous 1 4.00 4.00*
BILLED

10/28/90 SR 291
Picked up National Rental Mini Van. Returned Hertz rental $75.06 (on SR Amex). Packed van with all office equipment. Worked in office on expenses and final details for Q.R.C. staff. Tip bellman $4.00, lunch $2.31, hotel (includes phone, food, parking, etc. -SR.

SR 13.00 5.00s 65.00
427-Project
Invest 1 Rate 25.00* 125.00*
BILLED

10/29/90 JL 812
Airborne Express.

JL			
427-Project	Qty	Amount	
$Courier	1	17.61	17.61*
BILLED			

10/29/90 MC 61
Phone toll analysis. -MC

MC	10.00	2.00s	20.00
427-Project			
Invest 6 Rate	50.00*		100.00*
BILLED			

10/29/90 RL 77
Locate exhibits for shipping. -RL

RL	22.00	0.50s	11.00
427-Project			
Invest 8 Rate	60.00*		30.00*
BILLED			

10/29/90 SR 300
Tolls. -SR

SR			
427-Project	Qty	Amount	
$Mileage	1	2.00	2.00*
BILLED			

10/29/90 SR 296
Returned to office. Dropped off keys - close Ecolit. Hotel in St. Augustine $28.18, gas $37.37, tolls $2.00, lunch $3.44. dinner $1.85. -SR

SR	13.00	10.00s	130.00
427-Project			
Invest 1 Rate	25.00*		250.00*
BILLED			

10/29/90 SR 302
Dinner. -SR

SR			
427-Project	Qty	Amount	
$Meals	1	1.85	1.85*
BILLED			

10/29/90 SR 298
Hotel in St. Augustine. -SR

SR			
427-Project	Qty	Amount	
$Hotel	1	28.18	28.18*
BILLED			

10/29/90 SR 301
Lunch. -SR

SR			
427-Project	Qty	Amount	
$Meals	1	3.44	3.44*
BILLED			

10/29/90 SR 299
Gas. -SR

SR			
427-Project	Qty	Amount	
$Mileage	1	37.37	37.37*

	BILLED			
10/29/90 WBB 758				
Phone with Joel McIntyre re: tapes, etc. -WBB	WBB	75.00	1.50s	112.50
	427-Project			
	Invest 11 Rate	75.00*		112.50*
	BILLED			
10/30/90 SR 303				
Breakfast. -SR	SR			
	427-Project	Qty	Amount	
	$Meals	1	1.53	1.53*
	BILLED			
10/30/90 SR 297				
Drove to Boca Raton from via turnpike $3.10. Gas $9.45, breakfast $1.53. -SR	SR	13.00	10.00s	130.00
	427-Project			
	Invest 1 Rate	25.00*		250.00*
	BILLED			
10/30/90 SR 304				
Gas. -SR	SR			
	427-Project	Qty	Amount	
	$Mileage	1	9.45	9.45*
	BILLED			
10/30/90 SR 305				
Turnpike. -SR	SR			
	427-Project	Qty	Amount	
	$Mileage	1	3.10	3.10*
	BILLED			
10/30/90 WBB 759				
Rental vehicle to transport equipment from Ecolit DC to Miami. -SR	WBB			
	427-Project	Qty	Amount	
	$Car Rental	1	778.41	778.41*
	BILLED			
10/31/90 AC 37				
At the Ecolit office in Miami to get mail, pay rent, phone service for November $416.00. -AC	AC	15.00	2.00s	30.00
	427-Project			
	Invest 6 Rate	50.00*		100.00*
	BILLED			
10/31/90 RL 81				
Unload u/c office materials and equipment. -RL	RL	22.00	4.00s	88.00
	427-Project			
	Invest 8 Rate	60.00*		240.00*
	BILLED			
10/31/90 SR 306				
Drove into Miami with Ecolit equipment. Returned rental	SR	13.00	8.00s	104.00
	427-Project			

National. Gas for rental $28.48. -SR	Invest 1 Rate BILLED	25.00*		200.00*
10/31/90 SR .....307 Gas. -SR	SR 427-Project $Mileage BILLED	Qty Amount 1 28.48		28.48*
11/01/90 JL .....924 Phone with Chuck Hamel. -WBB	JL 427-Project Invest 11 Rate BILLED	75.00*	0.75s	56.25*
11/01/90 SR .....308 Worked with WBB reference Ecolit office. -SR	SR 427-Project Invest 1 Rate BILLED	13.00 25.00*	8.00s	104.00 200.00*
11/01/90 WBB .....922 Phone with Joel McIntyre re: schedule. -WBB	JL 427-Project Invest 11 Rate BILLED	75.00*	0.50s	37.50*
11/02/90 AB .....726 Conf. with attorneys. -AB	JMM 427-Project Invest 11 Rate BILLED	75.00 75.00*	0.50s	37.50 37.50*
11/02/90 WBB .....925 Phone with Joel McIntyre re: meetings. -WBB	JL 427-Project Invest 11 Rate BILLED	75.00*	0.50s	37.50*
11/05/90 AC .....105 Payment to Southern Bell. -AC	AC 427-Project $Miscellaneous BILLED	Qty Amount 1 64.20		64.20*
11/05/90 AC .....104 Payment and finalize Southern Bell telephone service for charges of $64.20. -AC	AC 427-Project Invest 6 Rate BILLED	15.00 50.00*	0.50s	7.50 25.00*
11/05/90 RL .....440 Unpack u/c materials, prep. files	RL	22.00	0.50s	11.00

for review. -RL	427-Project			
	Invest 8 Rate	60.00*		30.00*
	BILLED			
11/06/90 AC 119				
Meeting with attorneys re: Ecolit in Miami. -AC	AC	15.00	0.50s	7.50
	427-Project			
	Invest 6 Rate	50.00*		25.00*
	BILLED			
11/06/90 DM 193				
Transported attorneys to the Grove Hotel per WBB. -DM	DM	15.00	1.00s	15.00
	427-Project			
	Invest 6 Rate	50.00*		50.00*
	BILLED			
11/06/90 DM 186				
Transported attorneys to Bill Richey's office in downtown Miami, per WBB. -DM	DM	15.00	1.00s	15.00
	427-Project			
	Invest 6 Rate	50.00*		50.00*
	BILLED			
11/06/90 JL 930				
Conference with Dorothy Kirkley and Joel F. McIntyre re: case review. -WBB	JL		8.25s	
	427-Project			
	Invest 11 Rate	75.00*		618.75*
	BILLED			
11/06/90 JL 899				
Facsimile.	JL			
	427-Project	Qty	Amount	
	$Facsimile	1	6.00	6.00*
	BILLED			
11/06/90 JL 897				
Facsimile.	JL			
	427-Project	Qty	Amount	
	$Facsimile	1	6.00	6.00*
	BILLED			
11/06/90 JL 781				
Bayside Courier.	JL			
	427-Project	Qty	Amount	
	$Courier	1	12.36	12.36*
	BILLED			
11/06/90 MC 94				
Toll analysis. -MC	MC	10.00	1.25s	12.50
	427-Project			
	Invest 6 Rate	50.00*		62.50*
	BILLED			
11/06/90 RL 446				

Meetings and briefings with attorneys. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	4.50s	99.00 270.00*
11/06/90 RL .....443 With WBB and attorneys re: investigation. -RL	RL 427-Project Invest 8 Rate BILLED	22.00 60.00*	0.50s	11.00 30.00*
11/06/90 SR .....316 Meeting with attorneys. Answer their questions re: duties at Ecolit. -SR	SR 427-Project Invest 1 Rate BILLED	13.00 25.00*	0.50s	6.50 12.50*
11/07/90 WBB .....931 Conference with Joel McIntyre and Dorothy Kirkley. -WBB	JL 427-Project Invest 11 Rate BILLED	75.00*	6.75s	506.25*
11/08/90 JL .....932 Phone brief to JPW re: CH and other discussions. -WBB	JL 427-Project Invest 11 Rate BILLED	75.00	* 0.00s	* NO CHARGE
11/08/90 JL .....816 Airborne Express.	JL 427-Project $Courier BILLED	Qty 1	Amount 23.38	23.38*
11/08/90 WBB .....933 Copy documents to Joel McIntyre. -JL	WBB 427-Project Invest 4 Rate BILLED	75.00 40.00*	1.50s	112.50 60.00*
11/09/90 JL .....817 Airborne Express.	JL 427-Project $Courier BILLED	Qty 1	Amount 16.15	16.15*
11/12/90 JL .....820 Airborne Express.	JL 427-Project $Courier BILLED	Qty 1	Amount 18.42	18.42*

11/13/90 JL 818
Airborne Express.

JL
427-Project Qty Amount
$Courier 1 16.15 16.15*
BILLED

11/13/90 JL 819
Airborne Express.

JL
427-Project Qty Amount
$Courier 1 16.15 16.15*
BILLED

11/19/90 AC 394
To Ecolit office, check for mail, speak with receptionist, pick up messages. -AC

AC 15.00 1.00s 15.00
427-Project
Invest 6 Rate 50.00* 50.00*
BILLED

11/19/90 JMM 737
Legal fees paid to Richey, Munroe, Fine and Goodman. -WBB

JMM
427-Project Qty Amount
$Miscellaneous 1 2397.84 2397.84*
BILLED

11/23/90 AC 410
Payment to Airborne Express for Ecolit bill $12.00. -AC

AC 15.00 0.50s 7.50
427-Project
Invest 6 Rate 50.00* 25.00*
BILLED

11/23/90 AC 411
Airborne Express. -AC

AC
427-Project Qty Amount
$Courier 1 12.00 12.00*
BILLED

11/28/90 JL 77
Bayside to Richey, Munroe, Fine & Goodman. -JL

JL
427-Project Qty Amount
$Courier 1 12.36 12.36*
BILLED

12/03/90 WBB 1289
Airborne Express to Mr. Pat Wellington. -WBB

WBB
427-Project Qty Amount
$Miscellaneous 1 14.04 14.04*

12/17/90 WBB 979
Airborne Express - Wellington. -MIE

WBB
427-Project Qty Amount
$Courier 1 16.15 16.15*

12/20/90 WBB 838

Phone with Joel McIntyre. -WBB	WBB	75.00	0.50s	37.50
	427-Project			
	Invest 11 Rate	75.00*		37.50*
	BILLED			
12/21/90 AC 399				
Received page from Seattle, Washington. Returned call. Person calling was Chuck Hamel who wanted to speak with Jenkins. Memo dictated re: conversation. -AC	AC	15.00	0.50s	7.50
	427-Project			
	Invest 6 Rate	50.00*		25.00*
	BILLED			
12/21/90 SR 676				
Received check to pay Ecolit office bill in Virginia. Went to the bank, purchased money order for $5.00 fee, check for $1,320.78. Made money order payable to QRC. Briefed payment of bill also on bill pending. Also spoke about ending Ecolit office on return for Christmas. -SR	SR	15.00	0.75s	11.25
	427-Project			
	Invest 6 Rate	50.00*		37.50*
	BILLED			
12/21/90 SR 677				
Office rent. -SR	SR			
	427-Project	Qty	Amount	
	$Office Rent	1	1320.78	1320.78*
	BILLED			
12/21/90 SR 678				
Money order. -SR	SR			
	427-Project	Qty	Amount	
	$Miscellaneous	1	5.00	5.00*
	BILLED			
12/26/90 SR 681				
Closing Miami office. Called Southern Bell. Will have office phone disconnected Dec. 28, 1990. Met with WBB on details. Overnight Read Ware Software to Miti Inc. To 150 Alhambra to Federal Express package. List of specifics to be done to close down office. Federal express $24.50 -SR	SR	15.00	2.50s	37.50
	427-Project			
	Invest 6 Rate	50.00*		125.00*
	BILLED			
12/26/90 SR 682				
Federal Express. -SR	SR			
	427-Project	Qty	Amount	
	$Courier	1	24.50	24.50*
	BILLED			
12/31/90 WBB 975				

Airborne Express - Wellington. -MIE	WBB				
	427-Project	Qty	Amount		
	$Courier	1	16.15		16.15*
01/03/91 RL 225					
Consultation with John McIntyre. -RL	RL	22.00	0.75s		16.50
	427-Project				
	Invest 11 Rate	75.00*			56.25*
01/04/91 RL 227					
Conduct search of files M.T.I. data, fax to John McIntyre. -RL	RL	22.00	1.00s		22.00
	427-Project				
	Invest 11 Rate	75.00*			75.00*
01/04/91 WBB 659					
Phone with Dorthy Krinley re: MITI and transcripts. -WBB	WBB	75.00	0.50s		37.50
	427-Project				
	Invest 11 Rate	75.00*			37.50*
01/31/91 AC 1017					
Long distance calls. -AC	AC				
	427-Project	Qty	Amount		
	$Telephone Call	1	1.33		1.33*
02/05/91 WBB 1981					
Legal fees paid to Richey, Munroe, Fine & Goodman. -WBB	WBB				
	427-Project	Qty	Amount		
	$Legal Fees	1	33278.78		133278.78*
	BILLED[1]				
03/04/91 WBB 2379					
Airborne Express. -WBB	WBB				
	427-Project	Qty	Amount		
	$Courier	1	13.77		13.77*
	BILLED[2]				
03/05/91 WBB 2380					
Airborne Express. -WBB	WBB				
	427-Project	Qty	Amount		
	$Courier	1	13.77		13.77*
	BILLED[3]				
03/08/91 WBB 2394					
Airborne Express. -WBB	WBB				

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[1] Note: The actual billing entry for this item is for only $33,278.78, not $133,278.78. It seems likely that one figure or the other is in error.

[2] Billing entry which presumably corresponds to this one is for $15.84, not $13.77. It appears that at this time Wackenhut began adding a 15% surcharge to its Airborne Express expenses.

[3] Billing entry which presumably corresponds to this one is for $15.84, not $13.77.

	427-Project	Qty	Amount	
	$Courier	1	25.91	25.91*
	BILLED[1/]			
03/13/91 VM 1676				
Transport persons to David William Hotel. -VM	VM	20.00	1.50s	30.00
	427-Project			
	Invest 6 Rate	50.00*		75.00*
	BILLED			
03/13/91 WBB xxxx				
Legal fee payment to Richey & Munroe. -WBB		1,505.48[2/]		
04/10/91 WBB 3773				
Payment to Attorney $1,134.33. -WBB	WBB			
	427-Project	Qty	Amount	
	$Miscellaneous	1	1134.33	1134.33*
	BILLED			
04/12/91 GM 2921				
Facsimile to W.B. Black. -GM	GM			
	427-Project	Qty	Amount	
	$Facsimile	1	6.00	6.00*
	BILLED			
04/12/91 GM 3496				
Inventory entire file for delivery to Los Angeles. -GM	GM	20.00	4.00s	80.00
	427-Project			
	Invest 17 Rate	75.00*		300.00*
	BILLED			
04/15/91 GM 3505				
Car rental. -GM	GM			
	427-Project	Qty	Amount	
	$Car Rental	1	114.33	114.33*
	BILLED			
04/15/91 GM 3503				
Transport exhibits and files to Joel McIntyre in Los Angeles. -GM	GM	20.00	10.00s	200.00
	427-Project			
	Invest 17 Rate	75.00*		750.00*
	BILLED			
04/15/91 GM 3507				
Parking and tips. -GM	GM			

1/ Billing entry which presumably corresponds to this one is for $29.80, not $25.91.

2/ There appears to be no backup entry for this item, which is taken from the invoice-type reports received from Wackenhut.

	427-Project	Qty	Amount	
	$Parking	1	15.00	15.00*
	BILLED			
04/15/91 GM 3504				
Airfare from Miami to Los Angeles. -GM	GM			
	427-Project	Qty	Amount	
	$Airfare	1	1040.00	1040.00*
	BILLED			
04/15/91 GM 3506				
Baggage handling at hotel and airports. -GM	GM			
	427-Project	Qty	Amount	
	$Miscellaneous	1	18.00	18.00*
	BILLED			
04/15/91 WBB 3756				
Hotel room for Gil Mugarra. -WBB	WBB			
	427-Project	Qty	Amount	
	$Hotel	1	391.5	391.56*
	BILLED			
04/15/91 WBB 3754				
Airfare Miami - Los Angeles - Miami. -WBB	WBB			
	427-Project	Qty	Amount	
	$Airfare	1	1130.00	1130.00*
	BILLED			
04/15/91 WBB 3755				
Hotel room for Wayne B. Black. -WBB	WBB			
	427-Project	Qty	Amount	
	$Hotel	1	488.71	488.71*
	BILLED			
04/16/91 GM 3510				
Parking and tips. -GM	GM			
	427-Project	Qty	Amount	
	$Parking	1	14.00	14.00*
	BILLED			
04/16/91 GM 3508				
Deliver exhibits and evidence to Joel McIntyre in Los Angeles. -GM	GM	20.00	10.00s	200.00
	427-Project			
	Invest 17 Rate	75.00*		750.00*
	BILLED			
04/16/91 GM 3509				
Lunch. -GM	GM			
	427-Project	Qty	Amount	
	$Meals	1	14.39	14.39*
	BILLED			
04/16/91 WBB 3757				

Meeting with Joel McIntyre in Los Angeles. -WBB	WBB	25.00	5.00s	125.00
	427-Project			
	Invest 17 Rate	75.00*		375.00*
	BILLED			
04/23/91 WBB 2840				
Airborne Express to Anchorage, AK. -WBB	WBB			
	427-Project	Qty	Amount	
	$Courier	1	14.00	14.00*
	BILLED[1/]			
05/22/91 WBB 4595				
Airborne Express to Pat Wellington. -RL	WBB			
	427-Project	Qty	Amount	
	$Courier	1	14.00	14.00*
	BILLED		NO CHARGE	

1/ Billing entry which presumably corresponds to this one is for $16.10, not $14.00.

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Telephone (305) 854-6200
Facsimile (305) 285-7934

F2R445463

EXHIBIT 17

BROCHURE INFORMATION

"The unleashed power of the atom has changed everything except our way of thinking... We need an essentially new way of thinking if mankind is to survive". ALBERT EINSTEIN

The Ecolit Group was formed by a responsible group of individuals dedicated to the preservation and proper management of this planet. Toward that end, we are conducting specific and selected research to assist organizations in dealing with oil companies and other who have demonstrated little regard to live in sustained harmony with our planet's life-support systems.

Instead of ransacking the Earth without thought for tomorrow, we must guard and use it on a sustainable basis. This is the great transition we must make, which will demand a management exercise of a scale unequaled in human history. At present, our observation, measurement and monitoring of environmental change and damage caused by those who don't care is grossly inadequate. They destroy crucial planetary resources of species, forests and fisheries without knowing the full consequences of their actions.

Our main objective, through litigation in every Court available, is the maintenance of essential ecological precoces and life support systems, the preservation of genetic diversities and the sustainable utilization of species and ecosystems.

Environmental degradation is like a cancer, or many forms of cancer, spreading silently, unseen through the body of our planet. If it were like a heart attack, its effect would be all too apparent, and we would swiftly take steps to remedy the problem. But it isn't and we don't.

Through research and public awareness, we will prevail. We must, our life, our children's and their grandchildren and theirs depend on it. Our understanding of our planet is so sadly deficient. We find it increasingly difficult to conceive of the speed at which we are over-loading the Earth's ecosystem. Our numbers have almost doubled in 35 years and are still growing. We are consuming entire regions, forest, grasslands, arable zones - at an unbelievable and dangerous pace.

The consequences of our impact on Earth's ecosystem are already so pervasive and profound that they will surely persist for a long stretch into the future. The toxic chemicals we pour into our environment could well leave their poisoning impact until long after our children are gone.

We must work together

A-01-SPI01-35

Daily Activity Report

Date 03-14-90

Name Gary A Crep	SSN [redacted]	Initials GAC	Approved

Case	Start	Stop	Total	Activity	Rate
427	8:45	2.00	5.25	Rewarded hunting & oil drilling in Alaska. GAC	40
427	2.00	4:00	2.0	Briefing & U.C. operation GAC	40

Total Hours 7.25

Hours Rate 1 22

Hours Rate 2 _____

Hours Rate 3 _____

Entered By / Date _____

F2R415030

EXHIBIT 18

Jim Kolbe FBI
A. Bernstein
FBI
W&S.

WACKENHUT

MEMORANDUM

MEMORANDUM

TO: WAYNE B. BLACK

FROM: RICK LUND

RE: TELEPHONE TOLLS IN ALYESKA INVESTIGATION

DATE: September 4, 1991

In light of the recent Congressional inquiry concerning the Alyeska investigation (427), along with questions which have been raised recently concerning obtaining telephone tolls, I wish to reiterate to you that these transactions are totally above board, and conducted through normal commercial sources.

Several years ago (approximately 1986/1987), I received commercial information concerning an organization named Investigators On-Line Network (ION). This network was for private investigators and included classified ads run by private investigators who were able to obtain information from various parts of the country. In perusing these ads, I recognized the name of an individual in Arizona who could obtain commercially available telephone information such as C&A's/Customer name and address, and telephone tolls. I contacted this individual and received a brochure from him listing the types of information he could provide which would be of assistance to investigators. The brochure was printed on red paper and had a menu of items, such as C&A, address into telephone number, telephone tolls, foreign telephone tolls, and printouts, as well as other social security information, and criminal background information. Much of this menu was in the same manner as other

commercial sources which regularly mail brochures to Wackenhut. At the bottom of the brochure was a declaration that all information provided came from public and legally obtainable sources.

This individual from Arizona would do business through a voice mailbox system: I, by leaving a message on his voice mailbox, would receive back information from him through a similar voice mailbox or through the mail.

In some time during 1990 this person's wife died, and subsequent to that fact he went out of business. I no longer know how to locate or contact this person. The information I have from him during our brief contact is as follows:

Ron Eriksen
1517 North Wilmot, #112
Tucson, Arizona 85712 (This is a mail drop)

His voice mailbox was 602-321-2429. I have no further information on this subject.

I hope this information will lay to rest any concerns about the allegations that Wackenhut illegally accessed records from the telephone company: this is simply untrue. Any investigator who can contact any number of published sources will find that telephone information is regularly available through these services; these services go in and out of business as frequently as regular private investigative firms. I know Special Investigations and Wackenhut have received a half dozen or more brochures or letters from

investigators offering to sell services such as are mentioned in this memorandum.

It is regretful that we have found ourselves in the position of having to defend ourselves against false allegations by former employees who are talking to the media. It seems to me that this is a prima facie 493 case, having read Sunday's newspaper. The big question that I have now is who is compensating these people to travel around the country, give statements, and pay for the legal representation by the same law firm representing Hamel. Since the outbreak of this unfortunate disclosure, which seems to have been brought on in the wake of this "internal investigation," I'd like to reiterate that my position with Wackenhut is one of cooperation and truthfulness. Up to this point I have had no personal difficulties with any of the ex-employees who seem to be making statements against the interest of Wackenhut. I have read the affidavits of Rafael Castillo and Ana Contreras concerning their allegations against The Wackenhut Corporation and, in particular, Castillo's affidavit where I am named. I am confident that under competent cross-examination the statements made in these affidavits will be severely discredited and perhaps proven to be perjury. In the interim, I would like to reiterate my intention to cooperate with Wackenhut to defend itself against these allegations, and to cooperate with any civil or criminal complaints, seeking redress for the actions of these individuals.

RL:mie

PAGE FUNCTION SUCCESSFUL (*1833-A252)
01 AA N MOR MORE PAGE XXX OF XXX
02 LEC BILL DETAIL AS P-LI CS PST
TN 225 [redacted] II 24152427555?0 CSR 225 [redacted] P ???
LEC
MILTON M MORGAN BD 032890 IA 052937 ?IP TOT ADJ .22
ICH CODE UNIT ACCOUNT FI ST CN CY PR SP PROGRESS # PP DIST PIY APRT

CTE BILLING FOR AT&T

DATE	CALL	TO	HRMI	PEINC	MIN	OPTS	FROM	REFERENCE	AMT	PAY
021										
	1222	MARYS	44	2129 90[redacted]	1	3242	ANCHORAGAK	Q1231	331.31	P

TOLL LIBRARY REFERENCE NUMBER: Q4333321231

SUBTOTAL 1.91

TOTAL LONG DISTANCE CHARGES 1.91

NCI
IVOT PP PPEM PP 272933 SLP
AT&T-PROPRIETARY-USE PURSUANT TO CO. INSTRUCT

018 Acct
No other Records
for this #

F2R412498

EXHIBIT 20

ITEMIZED CALL DETAILS PAGE: 5 OF 39

AA:
ACCT: 733 [redacted] 327 PD: 841298
CHARLES HAMEL TAR: 8381
TAX: F-LC12 ADJ HIST: 888888888888
RSN: CC: PEND:
FROM ITEM: TO ITEM:

----AT&T----

NO	AMOUNT	PLACE		NUMBER	DATE	TIME	RATE	MIN	
01	[redacted]	ANCHORAGE	AK	907 [redacted]	MAR 10	534P	*N	1.2	03E1
02	[redacted]	VALDEZ	AK	907 [redacted]	MAR 11	129P	*N	9.1	03E1
03	[redacted]	VIRGINIACH	VA	804 [redacted]	MAR 11	832P	*E	1	03E1
04	[redacted]	WATERTOWN	CT	203 [redacted]	MAR 11	845P	*E	22.2	03E1
05	[redacted]	ANCHORAGE	AK	907 [redacted]	MAR 11	723P	*E	3.1	03E1
06	[redacted]	SEATTLE	WA	206 [redacted]	MAR 11	944P	*E	4.5	03E1
07	[redacted]	MARYSVILLE	WA	206 [redacted]	MAR 11	855P	*E	.5	03E1
08	[redacted]	MARYSVILLE	WA	206 [redacted]	MAR 11	951P	*E	.3	03E1

MORE

CP: PD: 410 FWA RSN: FWA CAT: FWA DATE:
PN: SPL INSTRUCT: BLG/ASVC NOTE: PERM:

F2R412602

[redacted]

DATE TIME PLACE AREA-NUMBER A MIN AMOUNT REF

* TO OBA CC CYCLECARD

SMRT BILLING FOR AT&T

001 121 1559 TO GER FED BP [redacted] T 5 4.78 N184 F

002 121 1645 TO GER FED BP [redacted] T 6 5.52 N184 F

003 138 1743 TO GER FED BP [redacted] T 24 20.28 N184 F

ATT
TYPE FT PERM BD 822190 ALT ID
AT&T-PROPRIETARY-USE PURSUANT TO CO. INSTRUCTIONS

F2R445844

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Mailing Address _____

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CO-OP, including Network privileges Monthly $50.00 Annual $500.00 Amount Enclosed $ _____

___ Enclosed is my check. Please charge my ___ VISA ___ MasterCard ___ American Express.

VISA/MC/AMEX # _____ Expires _____

Signature _____ Date _____

*Prices subject to change without notice. Payable in U.S. funds or add 20% for conversion costs.

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Tempe, AZ 85283-2927

EXHIBIT 21

WHAT IS ION?

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You receive:

- ✓ Up to date information on over a hundred investigative sources.
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- ✓ The IONIQUE, a newsletter with investigative tips and techniques.
- ✓ International contacts and resources.
- ✓ Assistance learning about E-mail, databases and online use.
- ✓ Savings of $25 a month on Telex and Easylink. (not required)
- ✓ The opportunity to support the ION CO-OP.

• WAD • NCISS • ABI • NALI • BDD • CII •

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World Association of Detectives, National Council of Investigative and Security Services, Association of British Investigators Limited, National Association of Legal Investigators, Bundesverband Deutscher Detektives, Council of International Investigators, Panhellenic Association of Private Detectives, California Association of Licensed Investigators, North Texas Private Investigators Association, American Society of Industrial Security, Professional Private Investigators Association of Colorado, Arizona Association of Licensed Private Investigators, Associated Licensed Detectives of New York, South African Council of Civil Investigators, Iowa Association of Private Investigators, Michigan Council of Private Investigators, Osterreichischer Detektivverband, IKD, Belgische Kamer de Boroepadetectives, Institute of Mercantile Agents Ltd. (Australia), Tennessee Association of Investigators, Louisiana Association of Private Security, Investigation and Security Association of Hawaii, Massachusetts Association of Licensed Detective Agencies, Oklahoma Private Investigator's Association

PPIAC • IAPI • SACCI • NTPIA • ASIS • PAPD • CALI • AALPI • MCPI • ODV • BKBD • IMA • TIA • LAPSP

• WAD • NCISS • ABI • NALI • BDD • CII •

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- Opening new markets for investigators.
- Increasing independent investigators market share.
- Protecting the rights of individuals to know
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- The future of investigation and free societies.

CO-OP membership is not a guarantee of assignments through the Resource Line. If you are a gambler, consider CO-OP membership a lottery. If we get a $10,000 case for you, you win big. If you are a business person, it is an investment. More than anything else, CO-OP membership is a way for investigators who believe in the goals of ION to support our long term efforts on behalf of all independent investigators. Most nationwide and multi-national clients overlook local independent when they need investigation. We are changing that but it takes a long time. CO-OP membership fees help us market insurance companies and large corporations on your behalf.

Corporate offices:
ION Incorporated
6303 S. Rural Road, Suite 1
Tempe, Arizona 85283-2927
Voice 602 730-8088 • Fax 602 730-8103
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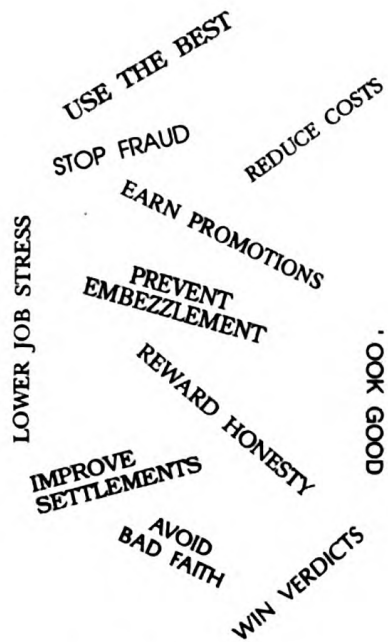
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IN ANTICIPATION OF LITIGATION

MEMORANDUM

TO File - TAPS

DATE: January 7, 1991

FILE NO: 18970.50899

FROM: Dorothy Y. Kirkley - ATL

COPIES TO:

SUBJECT: Interview with Rick Lund

On November 6, 1990, Joel McIntyre and I met with Rick Lund at the offices of Wackenhut Corporation, 1550 San Remo Drive, Coral Gables, Florida. The following is my summary of my recollection of the interview with Lund and my mental impressions, conclusions, opinions and legal theories based on our interview.

McIntyre advised Lund that we represented the TAPS Owners Committee in connection with a review of the investigation which Wackenhut had conducted of leaks at Alyeska. McIntyre advised Lund that the purpose of our interview was to get information so that we may give legal advice to the TAPS Owners. McIntyre explained that we would feel free to discuss whatever Lund told us with our clients. Of course, all matters related to the Alyeska investigation should be considered highly confidential.

Lund has 17 years experience in police and undercover work with a specialty in the technical side of electronic surveillance. After 12 years as a police

PAR00081

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EXHIBIT 22

officer and special agent with the Florida Department of Law Enforcement, Lund lived and worked in Saudi Arabia for an oil company and moved to Tulsa to work for the same company. In 1985, he established his own business specializing in computer work, computer imaging, countermeasures and surveillance. As we discussed his relationship with Wackenhut, in my opinion, it appeared that he was a full-time independent contractor rather than having his own freestanding business. In fact, he has an office at Wackenhut and works there 40 - 50 hours a week. Generally, his role in this investigation was in "the back room", monitoring Black's meetings with Hamel. Lund appeared to me to be both knowledgeable and articulate.

On March 7, 1990, Black and Lund met with Wellington to discuss the investigation which Wackenhut was to conduct into the leaks occurring in Alyeska. At that time, Wellington provided Black and Lund with the background information on the leaks. Lund stated that Wellington informed them that Chuck Hamel particularly appeared to be getting documents and releasing information to the news media. [One of the background facts that Lund and Black learned was that in October of

1989, law enforcement authorities had impounded a stolen car which contained Alyeska documents that Hamel had sent to the EPA.] Wellington knew that there was going to be an environmental conference in Alaska and thought that Wackenhut's attendance in an undercover capacity would be a good place to start the investigation.

One of Lund's assignments throughout the investigation was to obtain and analyze phone records. He first obtained toll records the week of March 13. Lund said all toll records were obtained from commercial companies which contract with the telephone company to investigate fraud against the phone company. It appeared that Lund had substantial experience and expertise with respect to obtaining and analyzing toll records.

The week of March 20, Black, Lund and Jacobson went to Alaska. Jacobson attended the environmental conference in an undercover capacity as an employee of Ecolit. As of March 20, the Ecolit office in Miami had been set up but was not staffed. Lund set up the Miami office and had business cards and brochures printed. During the week of March 20 when Jacobson was attending the conference, Lund and Black met with Wellington and Lund investigated the Alyeska phone system. It appeared

that in investigating the Alyeska phone system, Lund did not let other Alyeska employees know his identity or the true reason that he was learning about the phone system. Later in the investigation, Wellington provided phone records for the Alyeska system so that Lund could check to see whether or not Alyeska employees had called Hamel from an Alyeska phone.

The week of April 1, Lund travelled with Gary Crep to Valdez to continue the undercover operation. The basic purpose of this trip was to try to obtain sources of information by placing an ad in the newspaper and leaflets on the cars of employees. Lund made certain that Robert Scott, an Alyeska employee, got a Ecolit leaflet on his car which was inside the Alyeska terminal. Immediately thereafter, it appeared to us that Scott called Hamel because on April 6, Hamel called Ecolit for the first time. Hamel discussed the fact that he knew that Ecolit had placed brochures on the windshields of Alyeska employees' cars. Also during the April 1 trip, Lund picked up Scott's garbage which was sitting on the street but did not find anything of value in it. Lund had no concerns about the legality of this procedure under Alaska law. Lund and Crep did not develop any

sources during this trip and it is my impression that its chief result was Hamel's first call to Ecolit on April 6. It is my opinion that because this trip did not disclose any other sources, the Wackenhut investigation became rather heavily focused on Hamel from this point forward.

The week of April 30, Lund went to the D.C. area to conduct a background investigation on Hamel. He conducted a search of the various courthouse and other records which revealed that Hamel had a $600,000 house that was paid for, a judgment against him for approximately $10,000 and a bank account containing only approximately $1,100. At some point the investigators also learned that Hamel bounced some checks.

On this trip, Lund picked up Hamel's trash at his home in Alexandria, Virginia and searched it. At all times when Hamel's trash was picked up, Lund said that it was on the sidewalk and he did not have to commit a trespass to get it. Accordingly, Lund had no concerns about the legality of this procedure under Virginia law. On a few occasions, Wackenhut sub-contracted the job of picking up Hamel's trash to Gerald Davis, an ex-FBI agent who worked in the D.C. area. It is my opinion that Lund

confused the issue of legality of trashing under the 4th Amendment with the issue of possible trespass.

Lund believes that Jacobson and Black went to D.C. for one day on May 9 so that Jacobson could introduce Black (a/k/a Jenkins) to Hamel. (We did not cover this point in the interview with Black and my review of the records which we have so far does not indicate a memo to file from Jacobson or Black concerning this meeting.)

In May, Jacobson decided that she did not want to continue doing undercover work. She was then assigned to staff the office in Miami until she left Wackenhut sometime in the early summer of 1990. May 15 - 17, Lund went to Virginia the day before Black did to get a suite of rooms at the Crystal City Marriott so that he could set up a video tape of meetings between Black and Hamel. (It appears that Lund has the date wrong here since the record otherwise indicates that the taping at the Crystal City Marriott occurred on June 21). In any event, whenever the taping first occurred in Virginia, Lund checked with a friend in law enforcement and learned that taping in Virginia was legal with the consent of a single party to the conversation. With respect to all of the video taping during the investigation, Lund generally

handled the technical details and monitored the taping. It is my opinion that he had the requisite experience to handle the taping competently.

Lund and Black travelled to D.C. and stayed there for the period of June 19 through 22. This is the first time in which Lund meets Hamel and poses as a computer consultant. (I think the record including Lund's memos shows that this trip was the May 16 trip.) Lund spent one afternoon with employees of MITI, posing as a computer consultant interested in the MITI software program. Hamel was an investor in MITI. These conversations were not recorded. Lund says that they did not talk about Alaska or pollution or Congressman Miller. The conversation was focused on the technical details involved in the software program. Lund's impression was that MITI was in dire financial straits and needed a contract. Lund stated that Ecolit would be interested in the software. At that point in time, Ecolit was holding itself out as a well financed foundation. Lund looked at the directories on the computer which showed some sample applications for the software. It included programs for the U.S. Army and the DEA. It was Lund's understanding that the program was not actually up and running for any

client but rather that the computer contained sample programs which had been demonstrated to these potential clients and others.

Based upon our impressions of the investigation, we asked Lund about his perception of whether Hamel actually knew the identity of the Ecolit group. Lund has a background in countermeasures and said that he was constantly checking to try and find out whether Hamel could have identified Ecolit or was surveilling or recording Ecolit. Lund said that he had attempted to physically observe any evidence of countermeasures by Hamel and that he could not observe any. For example, when he went to Hamel's home with Black and Hamel left them alone, he checked for recording devices. He found none and Black and Lund felt secure enough to recover four Alyeska documents. Lund also reported that his instinct told him that Hamel was not surveilling or recording Ecolit. Lund stated that it was his observation that Hamel did change his lifestyle to some extent once he had heard that he was being taped. Lund believes Hamel became more cautious and was more careful about what he put out in his trash. Also, at some point, Hamel changed long distance phone carriers and it is

Lund's belief that this relates to Hamel's thinking that his long distance phone records had been taken out of his trash. Despite Lund's assurances that Hamel was not aware of the Wackenhut investigation, in our opinion, it remained a distinct possibility.

Lund reports that he was involved in no pertinent activity during the month of July, 1990.

Lund attended the August 3, 1990 meeting at Wackenhut's offices that was also attended by Wellington, Iverson, Trotter, James, Richey, Bernstein and Black. Wellington had requested the meeting for the purpose of obtaining a status report and determining future strategy. Based on Wackenhut's recommendation, the group decided that it was appropriate to open the Ecolit office in Virginia. Lund recalls that Richey advised that all conversations with Hamel from that point forward should be tape recorded. It appeared that the principal purpose of establishing a Virginia office was to get copies of the stolen legal documents. Additionally, it was decided to try to get Hamel to agree to become a paid consultant for Ecolit.

Between August 13 and 18, Lund assisted in setting up the Virginia Ecolit office with the necessary video

recording equipment. Vern Johnson went along on this trip to help set up the Ecolit computer in the Virginia office. August 18 was the first date on which they met with Hamel. Also on the August 18 trip, Sherri Rich, another Wackenhut employee assigned to Ecolit, delivered the $2,000 check to Hamel during a conversation which was recorded. Lund was also in Virginia August 18 through 22 to monitor tape recorded conversations.

The last taping took place on August 30, 1990. However, Lund did not have this on his calendar. We did not talk with him about it.

On September 26, Lund was advised that the operation was being shut down and that Black's scheduled meeting with Hamel was going to be cancelled. Per his instructions, Lund immediately removed all video taping equipment from the Ecolit Virginia office on September 27.

Lund stated that all of the taping that was done proceeded without a technical flaw. He said that there were no missing portions of tapes, no defective tapes and no erased tapes. In other words, he believes that the audio and video recordings of which we have copies are complete and accurate recordings of those conversations.

Lund has had no contact with Hamel since the operation was concluded on September 25, 1990.

It is Lund's understanding that Wellington was going to conduct any necessary investigation at the Alyeska law department. He believes that Wellington and Trotter considered possible leaks within the law department but did not know the results of any such analysis. Lund understood that all of the legal documents provided to Hamel and in turn provided to Ecolit came from one place in the law department.

Lund, pursuant to his earlier instructions from Black, showed us a four drawer locked file cabinet which he said contained all records and exhibits related to the investigation. He said that everything relevant was in the file cabinet and that no individuals maintained files of their own. He said that only four people had access to the file cabinet. It is noted that although Lund told us everything was in the locked file cabinet, we later concluded that Lund's relatively voluminous phone analyses were maintained elsewhere.

We discussed with Lund his impressions about what motivated Hamel's interest in and disclosures to Ecolit. Lund surmises that Hamel was using Ecolit in the hope

PAUL, HASTINGS, JANOFSKY & WALKER

TO: File - TAPS
Rick Lund Interview
January 7, 1991
Page 12

that it would file environmental lawsuits against Exxon and/or Alyeska which would keep the heat on them to settle with Hamel. In addition, Hamel would be quoted in news articles relating to the Ecolit lawsuits. Thus, there would be pressure on the oil companies and continuing publicity about Hamel's role in such actions.

Based on this interview, it is our impression that Lund is credible and forthcoming.

Dorothy Y. Kirkley
for Paul, Hastings, Janofsky
& Walker

DYK/leg

(5.0) PC#135/TAPS/11-09-04.MEM

F2R8U3U10

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February 4, 1992

Linda J. Chase, Esquire
Chief Counsel on Investigations
U. S. House of Representatives
Committee on Interior and Insular Affairs
Washington, D.C. 20515

Re: Wayne Black Interview

Dear Ms. Chase:

You recently brought to my attention a remark in the Paul, Hastings Report of interview of Wayne Black dated January 7, 1991. In that report on page 16 the interviewer noted his conclusion that receipts (apparently for toll records) "were kept inside of envelopes which were taped shut." The interviewer did not state the basis of his conclusion, and it is unclear how the interviewer would have known this if the envelopes were sealed. In addition, it seems surprising that this conclusion was reported in an interview of Wayne Black, but apparently never pursued later with Rick Lund, who was also available for interview by the attorneys from the Paul, Hastings law firm.

In any event, it appears that the interviewer's conclusion was erronious. You asked if the Wackenhut Corporation has the receipts or sealed envelopes referred to by the interviewer. The only envelopes containing receipts have already been turned over to the Committee by Alyeska. I believe these are contained in Alyeska's Exhibit #61, at around page F2R445480, and as far as I know they do not relate to telephone toll records.

EXHIBIT 23

The Wackenhut Corporation is not aware of any other receipts or sealed envelopes relating to the toll records or any other records. If you have any further questions on this, I suggest you contact Mr. Lund's attorney, Alan Weinstein, at (305) 534-4666.

Very truly yours,

HOLLAND & KNIGHT

Gregory A. Baldwin

GAB/pjw

cc: Alan Weinstein, Esq.

06266WL 0038CHAS:wp227

WACKENHUT

SPECIAL INVESTIGATIONS DIVISION

Report of Investigation

prepared for:



Alyeska pipeline
SERVICE COMPANY

SENSITIVE DOCUMENT

F2R444990

EXHIBIT 24

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
*500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3009
(305) 662-7363
FAX (305) 662-7382

CONFIDENTIAL

TO: J. P. WELLINGTON

FROM: W. B. BLACK

DATE: SEPTEMBER 20, 1990

RE: 3RD EXECUTIVE SUMMARY OF INVESTIGATION

Since the last conference on August 3, 1990, we have met with Hamel on numerous occasions and acquired approximately seven video tape exhibits and numerous other audio exhibits. Hamel continues to share information about his sources and his intent to publicly embarrass Alyeska, Exxon and the other companies until he is paid for what perceives is his loss.

INVESTIGATION IN PROGRESS. We have contact with Hamel on a weekly, almost daily basis. Hamel has switched telephone services or subscriber information and we are attempting to identify that change so that telephone analysis can continue.

PRIVILEGED WORK PRODUCT INFORMATION

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Reference is made to investigative reports outlining our two payments to Hamel of $2000 each. To date, we have scanned into our Virginia computer approximately 500 stolen legal documents. Hamel has the originals of those documents in his home. He has indicated that he will provide stolen Alyeska operational documents during the next few weeks for scanning and input.

We are in the process of transcribing the exhibits referred to on the updated exhibit list. This is very time consuming as accuracy is paramount.

We have observed boxes of stolen documents in Hamel's residence on at least two floors. However, he has indicated that as a result of the trash collection at his residence, he has moved some of the stolen documents to another location.

RECOMMENDATIONS. We offer the following investigative recommendations:

A. Videos and other tape exhibits should be viewed before any operational decisions/disclosure is made. There is approximately fourteen hours of conversation with Hamel wherein he discusses everything from Congressman Miller's aide to ongoing pollution, to fish hatcheries.

B. Immediately prepare the appropriate paperwork for a civil action in United States District Courts in Alaska and/or Virginia seeking emergency seizure orders to recover stolen property in both states. This was recommended in our last Executive summary.

We again recommend items C, D, and E of the August 3rd summary.

Finally, we plan continued undercover activity with Hamel, pushing him for additional sources of information. Since our last meeting, we have identified Don M. Rotan and William See as sources to Hamel.

WBB:jl
427.A27

PRIVILEGED WORK PRODUCT INFORMATION

EXHIBIT LIST

1. THREE PIECES OF PAPER GIVEN TO INVESTIGATOR RICKI JACOBSON BY CHARLES HAMEL ON MARCH 24, 1990.

2. ITEMS TAKEN FROM THE TRASH OF BOB SCOTT BY INVESTIGATOR RICK LUND.

3. AN ENVELOPE FROM BOX 706, ZIP 99686, ADDRESSED TO MRS. GLORIA EWELL IN WASHINGTON, D.C. THIS ITEM WAS RECOVERED BY INVESTIGATOR WAYNE BLACK AFTER IT WAS DISCARDED BY CHARLES HAMEL.

4. PERTINENT PAPERWORK DISCARDED BY CHARLES HAMEL AND RECOVERED ON MAY 2, 1990, FROM THE TRASH OF HAMEL IN ALEXANDRIA, VIRGINIA BY INVESTIGATOR RICK LUND.

5. A FACSIMILE TRANSMISSION DATED AND RECEIVED ON MAY 14, 1990, FROM CHARLES HAMEL TO WAYNE JENKINS.

6. AN ALYESKA PIPELINE SERVICE COMPANY WORK REQUEST DATED APRIL 15, 1990 AND APRIL 17, 1990. THIS EXHIBIT IS A STOLEN ALYESKA DOCUMENT THAT WAS RECOVERED FROM THE HOME OF CHARLES HAMEL BY INVESTIGATORS BLACK AND LUND ON MAY 16, 1990.

7. AN ALYESKA CORPORATE OPERATIONS ADMINISTRATIVE EXCHANGE REPORT DATED MARCH 27, 1989. THIS DOCUMENT WAS RECOVERED FROM THE HOME OF CHARLES HAMEL BY INVESTIGATORS LUND AND BLACK ON MAY 16, 1990.

8. TWO ALYESKA STOLEN MESSAGES RECOVERED FROM THE HOME OF CHARLES HAMEL ON MAY 16, 1990, BY INVESTIGATORS LUND AND BLACK.

9. LEGAL MEMORANDUM FROM CARLOS K. GOODMAN TO CHARLES C. IVIE. THIS DOCUMENT WAS GIVEN TO INVESTIGATOR WAYNE BLACK BY CHARLES HAMEL ON MAY 16, 1990.

10. FACSIMILE TRANSMISSION DATED MAY 17, 1990, FROM CHARLES HAMEL TO WAYNE JENKINS.

11. FACSIMILE DATED MAY 18, 1990, FROM CHARLES HAMEL TO WAYNE JENKINS. THIS IS A COPY OF THE WALL STREET JOURNAL EASTERN ADDITION DATED MAY 18, 1990, REGARDING ALYESKA.

12. MISCELLANEOUS ITEMS FROM THE TRASH OF HAMEL RECOVERED BY INVESTIGATOR GERALD DAVIS ON MAY 17, 1990.

13. ENVELOPE ADDRESSED TO MRS. GLORIA EWELL WITH THE WORDS, CLIFF ROY ON THE BACK. A TRANSACTION REPORT FROM THE MITI FACSIMILE DATED MAY 14, 1990.

14. FACSIMILE TRANSMITTAL FROM CHARLES HAMEL TO WAYNE JENKINS DATED MAY 22, 1990, RECEIVED BY WAYNE BLACK ON MAY 29, 1990.

15. PHOTOGRAPHS AND DOCUMENTS FROM THE TRASH OF CHARLES HAMEL COLLECTED BY INVESTIGATOR GERALD DAVIS ON MAY 30, 1990 AND RECEIVED BY WAYNE BLACK ON JUNE 14, 1990.

16. TRASH FROM CHARLES HAMEL COLLECTED BY GERALD DAVIS ON MAY 30, 1990 AND RECEIVED BY WAYNE BLACK AND RICKI JACOBSON ON JUNE 14, 1990.

17. TRASH FROM THE RESIDENCE OF ROBERT SCOTT IN ALASKA COLLECTED BY INVESTIGATORS RICK LUND AND GARY CREP IN APRIL 1990.

18. AUDIO CASSETTE (XR90) RECORDING OF THE BODY TRANSMITTER WORN BY WAYNE BLACK DURING A MEETING WITH CHARLES HAMEL ON AUGUST 18, 1990 AT HAMEL'S HOME IN ALEXANDRIA, VIRGINIA. THIS EXHIBIT IS SIDE 1 AND 2, MONITORED AND RECORDED BY RICHARD LUND.

19. AUDIO CASSETTE (XR90) RECORDING OF THE BODY TRANSMITTER WORN BY WAYNE BLACK DURING A MEETING WITH CHARLES HAMEL ON AUGUST 18, 1990. THIS EXHIBIT IS SIDE 3 AND 4 MONITORED AND RECORDED BY RICHARD LUND.

20. AUDIO CASSETTE (XR90) RECORDING OF THE BODY TRANSMITTER WORN BY WAYNE BLACK DURING A MEETING WITH CHARLES HAMEL ON AUGUST 18, 1990. THIS EXHIBIT IS SIDE 5 MONITORED AND RECORDED BY RICHARD LUND.

21. VHS VIDEO AND AUDIO RECORDING OF A MEETING BETWEEN CHARLES HAMEL AND WAYNE BLACK WHICH TOOK PLACE ON AUGUST 18, 1990 AT SUITE 525 CENTURY BUILDING, 2341 JEFFERSON DAVIS HIGHWAY IN ARLINGTON, VIRGINIA 22202. THE RECORDING WAS MADE BY VERN JOHNSON. EXHIBIT 21 IS THE FIRST OF TWO VHS TAPES MADE AT THAT ADDRESS ON THAT DATE.

22. VHS VIDEO AND AUDIO RECORDING OF A MEETING BETWEEN CHARLES HAMEL AND WAYNE BLACK WHICH TOOK PLACE ON AUGUST 18, 1990 AT SUITE 525 CENTURY BUILDING, 2341 JEFFERSON DAVIS HIGHWAY IN ARLINGTON, VIRGINIA 22202. THE RECORDING WAS MADE BY VERN JOHNSON. EXHIBIT 22 IS THE SECOND OF TWO VHS TAPES MADE AT THAT ADDRESS ON THAT DATE.

23. VHS TAPE RECORDING OF WAYNE BLACK AND VERN JOHNSON IN WHICH BLACK REVIEWS DOCUMENTS RECEIVED BY CHARLES HAMEL ON AUGUST 18, 1990.

24. VHS VIDEO AND AUDIO TAPE OF A MEETING AT SUITE 525 CENTURY BUILDING, 2341 JEFFERSON DAVIS HIGHWAY BETWEEN CHARLES HAMEL, VERN JOHNSON AND WAYNE BLACK.

25. MC 90 MICROCASSETTE TAPE RECORDING OF A CONVERSATION BETWEEN WAYNE BLACK AND CHARLES HAMEL IN CRYSTAL CITY, VIRGINIA AT THE HOWARD JOHNSON'S RESTAURANT. THIS RECORDING WAS MADE ON AUGUST 19, 1990 AFTER THE MEETING DEPICTED IN EXHIBIT 20.

26. SONY 8 MILLIMETER P6-120 MP VIDEO AND AUDIO TAPE. RECORDED ON JUNE 21, 1990 BY RICHARD LUND. THE RECORDING IS OF A MEETING BETWEEN WAYNE BLACK AND CHARLES HAMEL AT THE CRYSTAL CITY MARRIOTT.

27. EXCEL - HIFI 120 VIDEO CASSETTE RECORDING OF A MEETING BETWEEN CHUCK HAMEL AND WAYNE BLACK WHICH TOOK PLACE ON AUGUST 23, 1990 FROM 11:08 A.M. UNTIL 1:10 P.M. RECORDED VERN JOHNSON.

28. EHG VHS RECORDING OF A MEETING BETWEEN CHARLES HAMEL AND WAYNE BLACK ON AUGUST 23, 1990 FROM 1:10 P.M. UNTIL 2:00 P.M. NOTE: THIS IS THE SECOND PORTION OF THE SAME MEETING REFERRED TO IN EXHIBIT 27. THIS RECORDING WAS MADE BY VERN JOHNSON.

29. AUDIO TAPE MADE ON AUGUST 25, 1990 OF A BODY TRANSMITTER WORN BY SHERREE RICH AND MONITORED BY VERN JOHNSON. THE RECORDING IS OF A CONVERSATION BETWEEN SHERREE RICH AND CHARLES HAMEL WHEN RICH DELIVERED A $2000 CHECK TO HAMEL AT HIS RESIDENCE AT 101 QUAY STREET IN ALEXANDRIA, VIRGINIA.

30. HL - HIFI 120. RECORDING OF A MEETING BETWEEN WAYNE BLACK AND CHARLES HAMEL ON AUGUST 30, 1990 AT SUITE 525 CENTURY BUILDING 2341 JEFFERSON DAVIS HIGHWAY, ARLINGTON, VIRGINIA BETWEEN 10:43 A.M. AND 12:23 P.M. THIS TAPE WAS MADE BY RICHARD LUND AND IS ONE OF TWO SUCH TAPES MADE ON THIS DATE. SEE EXHIBIT 31.

31. HL - HIFI 120. RECORDING OF A MEETING BETWEEN WAYNE BLACK AND CHARLES HAMEL ON AUGUST 30, 1990 AT SUITE 525 CENTURY BUILDING, 2341 JEFFERSON DAVIS HIGHWAY, ARLINGTON, VIRGINIA BETWEEN 12:23 P.M. UNTIL 1:12 P.M. THIS IS THE SECOND VHS TAPE MADE THIS DATE.

32. MC 90 MICRO CASSETTE RECORDING OF TWO TELEPHONE CALLS BETWEEN WAYNE BLACK AND THE CHARLES HAMEL RESIDENCE ON AUGUST 30, 1990 FROM WASHINGTON NATIONAL AIRPORT.

33. CASSETTE TAPE RECORDING OF A CALL LEFT ON THE ECOLIT MIAMI NUMBER BY CHARLES HAMEL ON AUGUST 16, 1990. THE TAPE WAS REMOVED, INITIALED, DATED AND THE RECORD PROTECTION TABS WERE REMOVED BY ADRIANE CAPUTI.

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: MARCH 30, 1990

RE: TELEPHONE TOLL ANALYSIS

Investigator Lund, utilizing a confidential source obtained the telephone records of Charles Hamel for the month of January in Virginia. Additionally, Lund identified a telephone account for Hamel in Waterberry, Connecticut. These records have additionally been ordered. Lund also obtained a verbal report of the telephone records belonging to Robert Scott, based off of the preliminary analysis conducted by Alyeska investigators.

An analysis was conducted manually by Lund, wherein all telephone numbers called by Hamel had been identified to the first generation and wherein there are four parties affiliated with Alyeska who are being contacted by Hamel from this one telephone number. These individuals are Robert Scott, social security number [redacted], Kenneth Adams, social security number [redacted], Daniel Lawn, social security number, [redacted] and a contractor by the name of Price Ahtna, who performs work for Alyeska.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

F2R413382

EXHIBIT 25

Backgrounds are being developed on each of these four for targeting as suspects. Additional information will be provided as analysis continues.

WBB:jl
427.18

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICK LUND

DATE: MARCH 13, 1990

RE: TELEPHONE TOLLS OF ROBERT SCOTT

Scott's telephone 907-[redacted], had the following telephone calls through the period of January and February 1990:

1/18/90, direct dial 915[redacted]

1/26/90, 915-[redacted].

2/9/90, 915-[redacted].

2/2/90, 504-[redacted]

2/3/90, 303-[redacted] unlisted.

2/4/90, 219-[redacted], not listed.

RCL:jl
427.jj

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

F2R414831

EXHIBIT 26

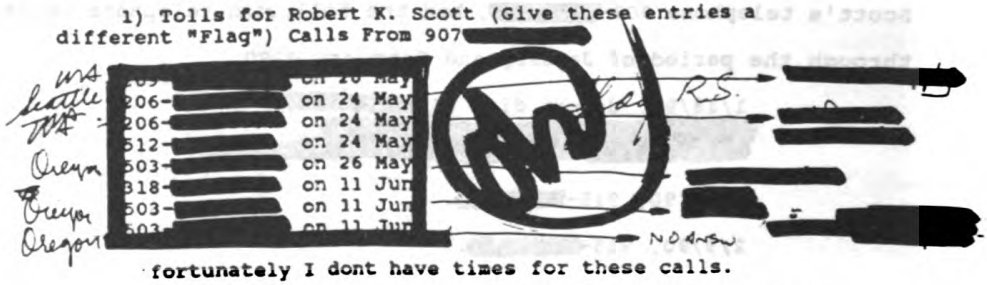
7-23-90 MON 19:04 RELAY FROM TSS P.01

703 [redacted]

Fax to Mercy
From Rik
Date:23 July 90, 1845hrs

I recieved the following information today. Please update our data base.

1) Tolls for Robert K. Scott (Give these entries a different "Flag") Calls From 907 [redacted]



fortunately I dont have times for these calls.

2) I recieved the following CNA's. This should about do it on the unidentified numbers. Let me know what Im missing.

206- [redacted]

206- [redacted]

206- [redacted]

206- [redacted]

213- [redacted]

404- [redacted]

F2R412606

WILLIAM T. SEE, JR.

P. O. Box 7076
Nikiski, AK 99635

RtvD 9/25/91
Federal Express

September 23, 1991

Congressman George Miller
House Office Building
Washington, DC 20515

Dear Congressman Miller:

I am an Alyeska employee and one of those identified in *The Anchorage Times* as a potential leak of documents – or theft of documents, in the words of Jim Hermiller.

The purpose of this letter is to share with you my perspective of Alyeska's dirty-tricks investigation.

First, as a field employee, I simply do not have access to sensitive Alyeska documents, and certainly have not stolen or provided such documents to Charles Hamel. Second, if Alyeska was concerned about my integrity, then an in-house investigation or sting operation would have been reasonable. (Please note that as of this date, no Alyeska employee has ever suggested or accused me of having stolen anything.)

The motivation for this investigation was money – not documents. The focus was Charles Hamel – not Alyeska employees. The employees were identified as a consequence of the investigation rather than the objective of the investigation. The documents are a rouse. The objective was to silence Charles Hamel and his sources of information.

Keep in mind that Alyeska is a non-profit corporation. It does not operate on a profit or loss basis – the owner companies do. The motivation for silencing Charles Hamel would logically center on the owner companies - not Alyeska. Alyeska has a well-defined cost authorization process. That process involves owner company approval. Jim Hermiller certainly would not have undertaken a costly dirty-tricks type investigation without some form of cost authorization from the owners.

If Jim Hermiller had acted without the knowledge and consent of the principal owner companies, he would be gone. He has accepted full responsibility for initiating the investigation and has thereby provided plausible denial for the owner companies. As long as this plausible denial remains intact, Jim Hermiller will remain secure in his position as President of Alyeska.

Respectfully,

William T. See, Jr.

EXHIBIT 27

Alyeska

Aug 27
two page block

- Wellington wants to go the criminal route

- plea prosecution memo

- Alyeska engineering reports

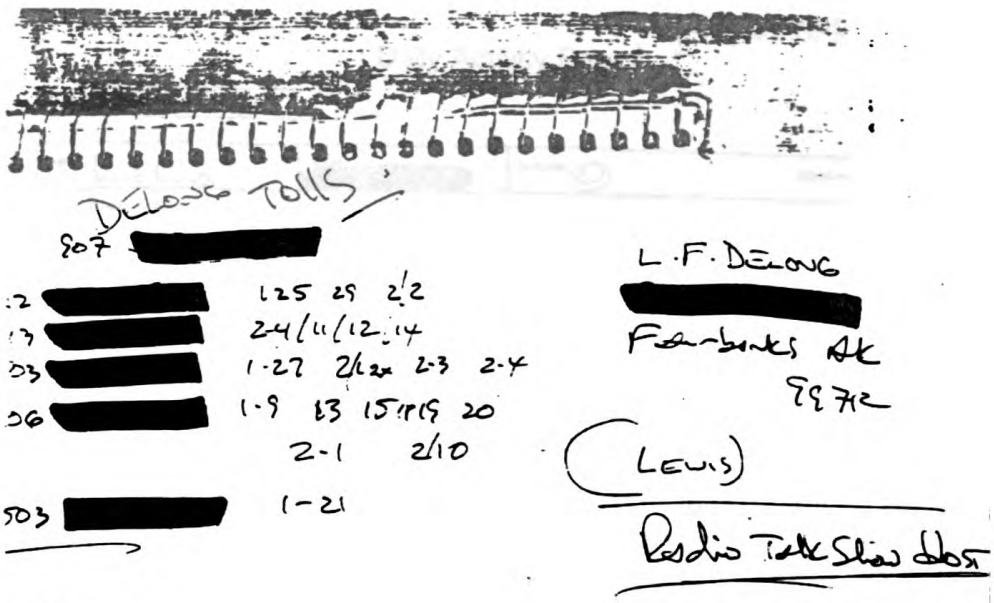
- William "Bill" - a new Alyeska guy, bi Maine, - wrote short on the mailing envelopes

- Hermiller knows William Lee, an engineer.

- new U.S. Attorney is here bc of Wellington

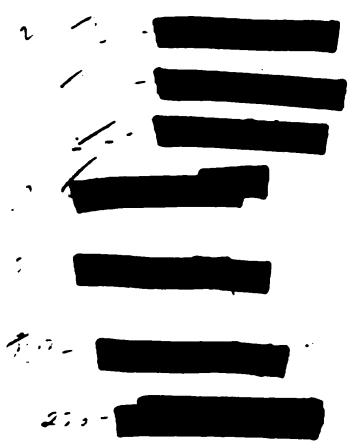
- Scott:
  - We can charge Scott with theft
- Hamel gets ugly - client was inside Alyeska legal dept

F2R500072



F2R412196

EXHIBIT 29



F2R412197

A-01-SP101-35

Daily Activity Report

Date 16 Mar 90

Name Rick Lund	SSN [redacted]	Initials RL	Approved
Case	Start	Stop	Total	Activity	Rate
427	830	230	6	Fabricate ID's; Prof Printed Cards +	—
				Stationery.	
[redacted]					
427	4p	5p	1	Travel Prep/advances; Accounting Reports	
427	—	—	—	Cms/Tolls on 87 Business - 2x Exp $100	

Total Hours 8.5

Hours Rate 1 _____
Hours Rate 2 _____
Hours Rate 3 _____

Entered By / Date _____

F2R415064

EXHIBIT 30

A-01-SPI01-35

Daily Activity Report

Date 28mar90

Name Ricklund SSN [redacted] Initials Approved

Case	Start	Stop	Total	Activity	Rate
427	9am			Analysis; Reports;	60
				Confer w RJ Re: UC Business	
				Confer w GC Re. Itinerary; Preparations;	
				Equipment; Documents; Adverts	
				in Local paper; Additional Leads;	
				2 Calls to Travel Agent Re:	
				UC Travel;	
				+ Obtain 6 CMA's on Fax	
				Numbers Exp $300.00	
		2pm	5	Confer w WBB Re. Reports	
427	2:30	4:30	2	Telephone Service at U/C office.	
427	4:30	7pm	2.5	Mark Evidence; Review Reports;	
				Accounting of U/C Business; Meet w/ WBB	
				RJ Re: Furniture Arrangements, Cafe Call Re:	
				GC. on Newspaper Ads - Theory of	
				Investigation in Holder.	

Total Hours 9.5

Hours Rate 1 _____
Hours Rate 2 _____
Hours Rate 3 _____

Entered By / Date _____

Next up!

F2R415038

A 91-SPI01-35

Daily Activity Report

Date 30 Jul 90

Name Rick Lund				SSN [redacted]	Initials (RL)	Approved
Case	Start	Stop	Total	Activity		Rate
427	9a	10a	1	OBTAIN TOLLS ON Lois Simpson - R		
				Exp $100 =		
427	12p	6p	6	Cell Data Analysis; Time Link Analysis;		
				Calendar overlays for Cronology;		
				Conf w/ WBB on INVESTIGATION &		
				Case Prep; Confr w/ Client Re:		
				Analysis		
[redacted]						
				22.0		
					C	
					C	
				9.00 x		
				22.00 =		
				198.00 *		

Total Hours 9

Hours Rate 1 _____
Hours Rate 2 _____
Hours Rate 3 _____

Entered By / Date _____

F2R446008

FAX MEMO

TO: PAT WELLINGTON

FROM: WAYNE BLACK
RICK LUND

DATE: MARCH 29, 1990

We need to obtain the room account information for the Voyager Hotel, room 110, for the time period when the target was there. It would be great to get outgoing calls also. Information relating to how he paid and other details would be very helpful.

Additionally, we are looking at telephone number 907-[redacted]. It would be good to know if any of the company phones called this number between March 18th and March 25th of this year.

WBB:jl
427.13

F2R445262

EXHIBIT 31

June 13, 1990

Pat,

Inquiry as to who lives at 408 8th 8208, Juneau finds that is not a good address. However, [redacted] is a good address. The following information was provided regarding that address [redacted]:

Resident: Richard Fineberg (Res.-[redacted])
Research Associates
Logo on business card is that of an old locomotive

Fineberg was formerly employed by the State of Alaska Office of Management and Budget as a Senior Analyst.

Alaska Business License 90-118578
R. A. Fineberg
[redacted]
Research Associates SIC Code 899
Juneau

He has no fishing or hunting license; registered voter since 1 June 70; has voted regularly since 1982.

He has two vehicles registered:

1978 Subaru
[redacted]

1984 Datsun
[redacted]

No liens.

6-15-90
For C-1

F2R445483

EXHIBIT 32

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: FILE

FROM: WAYNE B. BLACK

DATE: MARCH 29, 1990

RE: CHANCE MEETING BETWEEN INVESTIGATOR RICKI JACOBSON AND CHARLES HAMEL ON DELTA FLIGHT 1720 FROM ANCHORAGE TO SEATTLE.

On March 24, 1990, Investigator Ricki Jacobson was on Delta flight 1720 from Anchorage to Miami. The stopover for this same flight was to Seattle, Washington. Also, on the flight was Charles Hamel.

Jacobson first saw him around approximately 6:30 a.m. when Hamel approached Jacobson in the concourse area. There was no conversation at that time. Hamel and Jacobson boarded the plane separately. While on the plane, Jacobson originally sat two rows behind Hamel. When Hamel seemed to recognize Jacobson from the conference, Jacobson asked Hamel if he had been at the conference because he looked familiar. Hamel acknowledged that Jacobson also looked familiar and then remembered seeing her at the bar in the Captain Cook. During a brief initial conversation, Hamel mentioned that the bearded man he was with the night before was interested in Jacobson. Hamel mentioned that the man's name was Rick Steiner.

Hamel started a conversation with Jacobson and invited Jacobson to sit with him. Jacobson then moved to row 24, seat c. Hamel was in row 24, seat a. Shortly thereafter, Hamel asked Jacobson if she would like to sit near the window so that she could observe the Alaska scenery. This was done.

During a generic conversation, Jacobson asked Hamel if he was at the conference. He replied that he was not in the conference, but had been, "hanging around." He said that he had other things that he was doing. He then whispered to Jacobson and said that he was a rabble-rouser.

A conversation followed in which Hamel made statements to Jacobson that she attempted to remember as clearly as possible. She went to the lavatory on the plane at one point and made notes. The following information came from those notes and Jacobson recounting the conversation with Hamel. The information that follows may not be in the exact order, but is accurate to Jacobson's ability to recall, based on our debriefing of her and her review of her notes.

DETAILS:

1. Hamel told Jacobson that the oil companies hate him and so do environmental groups. He mentioned that he was suing oil companies and actually showed Jacobson a copy of a complaint and pointed on the complaint to the style whereby he was in fact suing himself as a limited partner of Exxon. He mentioned, during the conversation, that he had previously been represented by an attorney who is now the Attorney General of Alaska.

2. Hamel removed a large map and showed Jacobson, on the map, where his leases were and why he was in the lawsuit in the oil fields. He had apparently received Exxon's drilling logs and the log showed that his wells were not dry as Exxon had originally told him. His leases were at Mount McIntyre and Port Storkensen near Prudhoe Bay, on the North Slop of the State.

3. Hamel told Jacobson that he and his two partners had a general partnership with Exxon/Arco. Exxon either drilled and said that the wells were dry or did not want to drill. He supplied $15 million dollars in cash and another $20 million in another fashion, to get Gulf to drill. The reports that Gulf gave Hamel were apparently very good. They apparently said that the wells were not dry. Exxon, in the meantime, sent Hamel a general partnership letter and $6 million dollars. Hamel said it was unusual for Exxon to send anyone a general partnership letter. He refused the money and is now going to court over monies owed. He expects to recover over $120 million from the lawsuit concerning his fields. He said that the public would be outraged to realize that Exxon knew that wells North of the fault were productive. They would not let anyone know about this because they wanted in ANWR. Hamel said this is why the oil companies did not like him. He said that he didn't care, he was trying to recover monies owed.

4. He said that he finds out information before oil company executives do. He elaborated by saying that he has sources inside Alyeska and as a result, receives unopened mail. The mail is sent from these sources inside Alyeska to his (Hamel's) mail drop. He then showed Jacobson a memo directed to Terminal Personnel and an unopened envelope. Under the unopened envelope were other unopened envelopes. Jacobson is unsure who those were directed to. Under the Terminal Personnel memo were other memos that Jacobson could not see.

5. Hamel mentioned to Jacobson that he was going to be in a condominium in Key Largo in early April and that he would call her on or about that time. Jacobson agreed to meet him.

6. He said that he received the Alyeska Newsletter when it came out. He said that Mr. Iorski discusses him (Hamel) at executive meetings. He said that Iorski has mentioned that he (Hamel) and George Miller, Sub Committee Chairman, were homosexual.

7. Hamel discussed with Jacobson oil drilling in Florida in

general. Hamel told Jacobson that he had a well in Stuart, Florida. He discussed off-shore drilling in Florida. He was very inquisitive with regard to The Ecolit Group.

8. During the off-shore drilling discussion, Rick Steiner's name came up. Rick Steiner is a marine biologist. According to Hamel, Steiner is famous and has written several articles. Hamel handed Jacobson a pink telephone message slip with Rick Steiner's home telephone number, [redacted]. The telephone message slip in question is directed to Hamel, dated the 14th of March, at 2:42 p.m. It indicates that Rick Steiner of Cordova called Hamel. Apparently, Hamel was in room 110. The message was, "call office or home [redacted], third place will be up to see you tomorrow. Off-424-3446." The operator was LH/6. This pink slip was dated and initialed by Jacobson and placed in an evidence envelope with other papers received from Hamel this date.

9. Hamel removed from his brief case, a fax of Steiner's Resume. Jacobson was able to note Steiner's date of birth and social security number. They are [redacted], dob: [redacted]. Hamel told Jacobson that Steiner lives in Cordova.

10. Hamel told Jacobson that Riki Ott is a good friend of his. Ott is, according to Hamel, a Sediment Toxicologist. Ott was supposed to have attended a conference in Florida on off-shore drilling. Hamel gave Jacobson a yellow piece of paper with Ott's telephone number. Hamel wrote on the paper, "a few more weeks Dr. Riki Ott 907[redacted], United Fishermans of Alaska, HQS." This piece of paper was initialed and dated by Jacobson and is contained in the same evidence envelope.

11. Hamel also gave Jacobson a piece of his stationary with his name, fax number, 1-800 number and his home number on the paper. Hamel also wrote his wife's name, Kathleen on the piece of paper. That document is also marked and dated by Jacobson and enclosed in the evidence envelope with the other two pieces of paper, totaling 3 in all. The envelope is marked and sealed and retained in our safe as an exhibit.

With regard to finances, Hamel told Jacobson that he has made millions and has lost millions. Hamel told Jacobson that he owns real estate in Florida. He apparently is a major stock holder in the Colonade Hotel. He told Jacobson he is buying property and a boat in Seattle, Washington. Hamel told Jacobson that the house he lived in Virginia was the house that was filmed from the outside in the movie No Way Out. Hamel said that John Dean used to live across the street from him. Hamel bragged that there are articles about him in the L.A. Times and Wall Street Journal. Additionally, he said that the Alyeska Newsletter refers to him as the Virginia Broker.

12. With regard to inside sources in Alyeska, Hamel continued to

comment that he knew things before Iorski. He showed Jacobson a cassette in an envelope and gave Jacobson the impression that the tape was an important recording, possibly of an Alyeska meeting.

13. With regard to Rick Steiner, Hamel said that he (Hamel) wanted to remain more anonymous in that he would use Rick Steiner as a, so-called, cover for him (Hamel).

14. Hamel stated that at one time he had a tanker that shipped oil back and forth from India. Apparently, he shipped and exchanged oil for grain. Jacobson was unsure whether he said the oil came from the United States to India or whether it was the other way around. Hamel stated that the tanker would be filled with oil then cleaned out. The grain would be put inside the tanker. He mentioned Endura Ghandi's name when he talked about his dealings with India. He attempted to give Jacobson the impression that he had met her or that she had known of him personally.

15. Hamel and Jacobson talked about Wally Hickel and how when Hickel first came to Alaska he was very poor and how he made money. Hickel, according to Hamel, is the owner of the Captain Cook Hotel. Hamel told Jacobson that he had an Anchorage Bank account that he used for purchasing things he didn't want his wife to know about. He apparently spent $12,000 for either a fax machine or a piece of equipment that is added to a fax machine. Hamel was unclear with his explanation.

16. At approximately 11:15 a.m., Hamel got off the plane at Seattle, Washington. His wife was apparently in Seattle due to her father having a stroke. Hamel said that he would be returning home on Monday. Hamel walked Jacobson to the terminal area and said good bye.

WBB:jl
427.12

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICHARD LUND

DATE: MARCH 30, 1990

RE: DEMONSTRATION AT ALYESKA CORPORATE HEADQUARTERS

On March 24, 1990, Investigator Lund arrived at the headquarters of Alyeska at approximately 11:00 a.m. At approximately noon a demonstration took place protesting oil companies in general and the Valdez spill.

There were approximately 100 people maximum, between the hours of 12:00 and 1:00 p.m. Approximately 30 to 40 were by-standers and/or media personnel. The demonstration was conducted largely without incident with the exception of some minor vandalism in the form of throwing crude oil on the sign in front of the building. This was witnessed by Lund who photographed the individual observed throwing the oil, along with the vehicle that he arrived in for registration purposes.

Lund took approximately two rolls of film identifying key members of the demonstration which included one photographer who accompanied the original demonstrators who was wearing an Earth First hat. This group has been identified by the national media

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EXHIBIT 34

as a group who furthers it's cause publicly by vandalizing corporate assets and disrupting operations of corporations they deem to be not acting in the interest of Ecology.

Photographs taken on this date accompany this memorandum.

RL:jl
427.17

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CONFIDENTIAL

SECURITY CASE REPORT SUPPLEMENTAL

ALYESKA CASE NO.: 8-9-A-3

OTHER CASE NO.: CANC 90163

DATE: APRIL 4, 1990

ACTIONS TAKEN: INFORMATIONAL, AS LISTED

Registration checks were made on those vehicle license plates noted in the above-referenced Security Report, as involved in the demonstration on March 24, 1990.

Listed below are the results of the check:

CFL 667 — No record of this number; probably an error in recording or an unlisted number.

CFM803 — 1990 Chev Nova, 4-Door, Dark Blue
Owner: National Car Rental

CCJ455 — 1979 Ford, Yellow
Owner: [redacted]

BNA786 — 1983 Subaru, 4-Door, Maroon
Owner: [redacted]
Palmer, Alaska

8042BD — 1978 Datsun, P/U, Blue
Owner: [redacted]
Anchorage, AK

CCX712 — 1985 Jeep Cherokke, S/W, Gray
Owner: [redacted], Girdwood, Alaska

GIANNA — 1985 Chev, Dark Blue
Owner: [redacted], Fairbanks, AK

9805BG — 1965 Chev, P/U, Yellow
Owner: [redacted], Girdwood, AK

BPC793 — 1982 Toyota, 4-Door, Beige
Owner: [redacted]
Kodiak, AK

F2R445538

EXHIBIT 35

CONFIDENTIAL

BRE914 1984 Saab, 4-Door, Brown
Owner: [redacted]
Anchorage, AK

4239BX 1981 Toyota, P/U, Beige
Owner: [redacted], Anchorage

BDX875 1979 Toyota, S/W, Brown
Owner: [redacted], Anchorage

9878BR 1979 Chev, P/U, Blue
Owner: [redacted]
[redacted], Anchorage, AK

BSN111 1985 Cadillac, 4-Door, Brown
Owner: [redacted], Gold Ave., Girdwood, AK

8729CH 1988 Chev, Flat Bed, White
Owner: [redacted], Girdwood, AK

CZY936 1988 Isuzu, Blue/Silver
Owner: [redacted]
[redacted], Anchorage, AK

BLV707 1982 Subaru, S/W, Silver
Owner: [redacted]
[redacted], Anchorage, AK

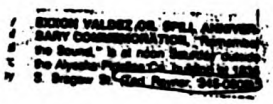
LP#4148CC 1987 Ford, P/U, Black
Owner: [redacted]
Anchorage, AK

Note: Name in newspaper advertisement is Ted Raynor - Telephone 345-0608. The Hill Donnelly Directory lists this telephone number as [redacted]

Attachments:
License Plate List
Computer Registration Information
Newspaper Ad, Dated March 24, 1990


E4 Anchorage Daily News Monday, March 19, 1990

SELF - HELP / SERVICES



+ [redacted] James w Peyre

F2R445500

EXHIBIT 36

MEMO

TO: GARY A. CREP, STAFF RESEARCHER

FROM: DR. WAYNE JENKINS, PHD.
PROGRAM DIRECTOR

DATE: MARCH 27, 1990

RE: VALDEZ INTERVIEWS

Your primary task is to conduct a representative amount of interviews in the Valdez area to determine the feeling of the general community toward the Alyeska operation. Hopefully, you will encounter Alyeska employees and gain some insight as to how we and our clients can best deal with this kind of company in the future.

Alyeska pipeline Service Company (Aleyska) has been responsible for operations and maintenance of the Trans-Alaska Pipeline System since its initial start-up in 1977. In recent years the size of the project has increased significantly and precipitated numerous changes within their organization. We feel these changes have resulted in a general lack of attention to environmental and other issues on the part of Alyeska.

During the interviews, please attempt to develop information concerning the up coming Corrosion Dig Program. We are also very interested in how Alyeska and other companies communicate with employees and contractors. The pipeline operations, Valdez terminal and other management concepts would be interesting as well.

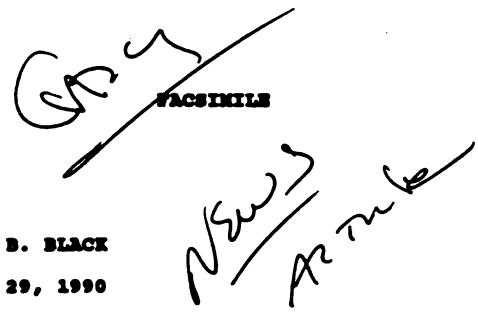
Please determine how safety issues are handled. What restrictions are placed on employees in terms of talking to the media. How are spills such as the one at pump station number 3 handled internally?

As always, use the standard interview forms if necessary. Please stay at Valdez as long as it takes to get the job done.

WJ:jl
427.6

F2R414274

EXHIBIT 37



FACSIMILE

TO: C-1

FROM: WAYNE B. BLACK

DATE: MARCH 29, 1990

RE: SAMPLE NEWS ARTICLE

The Ecolite Group is interviewing citizens of Valdez regarding the oil spill and other issues pertinent to the protection of our environment. A staff researcher will be in the _____ hotel from _____ until _____. Please contact Mr. Gary Crep for an individual appointment if you would like to discuss environmental issues and the way the oil companies are handling the present state of affairs.

WBB:jl
427.11

F2R445526

EXHIBIT 38

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICK LUND
GARY CREP

DATE: APRIL 23, 1990

RE: UNDERCOVER INVESTIGATION VALDEZ, ALASKA

SUNDAY, APRIL 1, 1990, Investigators Lund and Crep depart Ft. Lauderdale for Anchorage, Alaska. Investigators are equipped with corporate brochures and flyers for business doing ecological research and studying the impact of the Valdez oil spill on the ecology. The business is doing research to force major oil companies through litigation to comply with adequate measures to protect the environment in new areas of exploration. This cover is backed up by a store front business operating in Miami.

MONDAY, APRIL 2, 1990: Lund and Crep arrive in Anchorage. From Anchorage, Crep transmits a copy of the flyer to the Valdez Vanguard to meet the deadline for placing a classified ad in the paper coming out on the 4th of April. In the afternoon Lund and Crep depart Anchorage for Valdez.

Upon settling into Valdez, Lund and Crep tour the city for familiarization purposes. A facsimile is received from the

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EXHIBIT 39

undercover office at the hotel fax fortifying the cover being undertaken.

TUESDAY, APRIL 3, 1990: Lund and Crep separate for the day. Lund remains in the room suites for the purposes of setting the undercover recording systems in Crep's room for meetings. This room was wired with a low light monogrome camera concealed in a hotel article allowing full view of all persons entering the room. Wires were run between the two rooms to allow for audio/video/telephone traffic from this room. The equipment in Lund's room was set up to appear as home video equipment being charged or for replaying at the end of a busy day.

Crep departed the hotel and met at the Valdez Vanguard, the employee took the order over a fax for the classified ad and paid for same. He was assured that the ad would appear the following day in the newspaper.

From there Crep travelled to the Valdez Chamber of Commerce and spoke at length with two employees about Valdez in general, the relationship between Alyeska and the local community as well as general information about the city. These employees prepared Crep concerning the general attitude of the town's people towards the pipeline which is a major source of employment and income for many

of its residents. They also prepared investigators with background on the extent of alcohol and drug problems that exist both in the community and on the pipeline operation. This was attributed to the work schedules, high pay, and the lack of extensive activities particularly during winter months where an employee may work for two weeks on a slopes and return home with a large pay check which is subsequently spent on intoxicants during his off time. This was perceived to be a considerable problem.

Lund and Crep had lunch at a restaurant across from the Harbor called Pizza Place which had an adjoining club.

That afternoon after Lund completed technical preparations, investigators visited the bar adjacent to the restaurant which was apparently a lounge frequented by Hazelwood, the Captain from Exxon, on many of his visits to town. Immediately upon sitting at the bar investigators were questioned by the bartender as to what they were doing in town. After talking with the bartender for a period of time it was learned that he also was from Florida and took an immediate liking to the investigators. (A) to have the opportunity to talk about something other than local gossip and (B) to attempt to find out more about their intentions. The bartender spent a couple of hours talking with investigators about general background on Valdez, about the businesses in town, and about

several of the patrons in the lounge. He is quick to introduce his new acquaintances to other patrons as being from Florida. Upon leaving the lounge this bartender offered his assistance to both investigators concerning any background on individuals or needing any help around town which was accepted.

Investigators subsequently travelled to a restaurant/club recommended by the bartender named the Pipeline Club. There the investigators dined, but met no new individuals other than the waitress at the table.

Investigators also received a second fax from the undercover office in Miami.

Both investigators briefed the office concerning the findings for the day.

WEDNESDAY, APRIL 4, 1990: Inclement weather sets in Valdez for the entire day. For the next 3 days Valdez is socked in with a snowstorm dumping approximately 10 inches of snow on the ground and causing generally a restriction against unnecessary movement outdoors by people in town.

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Copy of Valdez Vanguard (enclosed in file) was obtained with the classified ad run asking for interviewees.

Lund and Crep visited various public establishments with bulletin boards and posted notices on same.

Lund and Crep obtained tag numbers from the house believed to be that of Robert Scott's (houses are snowed in with 12 to 15 foot snow drifts in front of the residences. It is impossible to see street names or house numbers other than by a process of elimination which when done discretely took some period of time.) These tags were from a 1 light blue Plymouth Horizon and a large white with green stripe Explorer Recreational Vehicle. See license and registration information attached with case file.

Investigators drove to the Alyeska pipeline terminal, but were unable to see much due to inclement weather conditions. Investigators returned to the hotel suite the remainder of the afternoon and received no telephone calls as a result of the ads or notices.

In the evening at approximately 6:30 p.m. the Explorer Van was located in the parking of the Sugarloaf Restaurant Lounge. Upon

investigators entering it was discovered that Scott was attending a meeting being conducted by Merrill Lynch at this restaurant. Investigators took up a position in the bar where the subjects vehicle could be observed as well as entrance into meeting room. Approximately 1 hour into the meeting Scott exited the meeting room to go to the restroom. Upon exiting he lingered in the bar to smoke a cigarette which apparently was not permitted in the meeting room. At that time Lund spoke greetings with Scott who appeared cordial, but not interested in making small talk. After finishing half his cigarette he returned to the meeting. At approximately 10:00 p.m. Scott and a woman (believed to be his wife) described as being well kept, early to mid 40's, approximately 5'2", with dark hair and medium built of either Eskimo or Eurasian decent, travelled in the Explorer Van to the Pizza Plaza Restaurant where they had dinner at a table for two. Investigators were seated at a table across from the subject but a petition prevented conversation for being overheard. After the subjects completed their dinner they returned to their residence. Investigators then returned to the Club Bar where they hung out in an attempt to meet new employees. The friendly bartender is working this shift. He identifies himself on this evening as Bob Swift. The evening is concluded with no further events.

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THURSDAY, APRIL 5, 1990: the inclement weather still exist.

Investigators collect garbage from the front of Scott's residence which was subsequently sorted and found to have no material of value to the investigators. It was noted this bag was unusually light for anybody to be living in the residence.

After driving the city for familiarization and to attempt to locate the Plymouth Horizon (it was not located) investigators travelled to the terminal where they drove through both of the parking lots to locate any of the vehicles previously noticed. First parking lot travelled through was off the roadway where the investigators travelled through an unattended gate where there were approximately 20 vehicles parked none of which were Scott's. Investigators then exited and continued to the entrance of the pipeline terminal where additional parking was located and subsequently the Explorer Van was located in the parking. Weather conditions and visibility were poor again on this date. However, Investigator Crep was able to place approximately 10 flyers on the windshields of vehicles in the terminal parking lot. The specific purpose of this exercise was to specifically offer an avenue for Scott to take if he chose and in addition to that so as not to create the impression that he is being singled out. Investigators placed the remaining flyers on vehicles adjacent to his. Investigators departed the area and

returned to their hotel suite to await any possible contact as a result of placing flyers. No calls or messages were received. During this time Investigators Lund and Crep created a chronology toll call analysis based off of preliminary reports submitted by Lund on Hamel's telephone traffic. The telephone analysis revealed an extensive amount of communication taken place between Hamel, Scott and Lawn previously identified in investigative reports. A graphic presentation of this analysis will be prepared upon return. However, the significance was not lost during the informal analysis in Valdez because it appeared that during the one month period, Hamel spoke with Scott on an average of 3 times a week at great length anywhere between 30 to 60 minutes a time. Occasionally, he would hang up and speak with Lawn then called Scott back. Generally there would be newspaper contacts surrounding these telephone calls. Hamel regularly speaks with these 2 individuals in Valdez with an equal mix of calls to the Anchorage Daily News. Based off this analysis it was decided that it was best not to attempt a direct approach to Scott based off of the closeness of their communications.

Approximately, 6:00 p.m. investigators checked by Scott's residence and find that he returned straight from work to home on this date. He does not come out.

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Investigators travel to the Pipeline Club where they have dinner and strike no new acquaintances. Investigators check the remaining two bars in town. 1) The Glacier and 2) The Club Bar. No new significant information is developed on this evening other than being seen and developing small talk relationships with people in these lounges.

FRIDAY, APRIL 6, 1990: Lund and Crep circulate through the town and meet various people at business and in making small talk find that the people are rather inquisitive and quite direct about their presence in Valdez.

Investigators conduct preliminary courthouse research on the official records index through the years 79 through 82. The research is not concluded due to the court schedule on this day requiring the office to be closed while court is in session. Investigators return to the hotel suite where there are no messages or no calls as a result of the classified ad or notices posted around town.

Contact with the office by investigators revealed that as a result of the previous days activities in placing flyers, Charles Hamel contacted the Ecolit office in Miami attempting to speak with an

undercover investigator that he met on a return flight out of Anchorage (previously reported). Lund was advised that Hazel had been immediately notified allegedly by several calls from his "sources" in the terminal who informed him of the researchers presence in Valdez. His recognizing the company name prompted him to call and open a dialogue with investigators in Miami.

At the end of this day with no new contacts in Valdez it is apparent that the majority of notice being taken in investigators is in direct and distant as opposed to any direct contacts locally.

Investigators canvas the neighborhood and find that Scott returned directly home from work on this day.

Dinner was at Pizza Place Restaurant and subsequent appearance in the Club Bar on this evening revealed no new acquaintances or visits.

SATURDAY, APRIL 7, 1990: investigators canvas the town observing general activities and watching for an opportunity to meet Scott or any relative of his during the day. The results were negative investigators spent the remaining afternoon in the hotel. There were no calls on this date.

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In the evening the investigators had dinner in the Pipeline Club and were joined by the bartender from the Club Bar, Bob Swift. While having dinner with Swift the investigators were introduced to the bar manager and other employees as acquaintances.

On this evening a well publicized social event sponsored by Alyeska took place at the Civic Center. This was a spring time dance where Alyeska brought in a band from out of town for their employees and contractors. Newspaper advertisements and television ads were run during the previous week advertising the event. However, upon attempting to gain entry to the dance investigators were turned away since they were not employees or contractor employees.

Investigators remained in the parking area after departing the Civic Center and placed the remaining notices on vehicles in the parking lot attempting to stimulate additional interest in interviews.

Upon leaving the Civic Center investigators checked the remaining two lounges both the Glacier Bar and the Club Bar with no new activity or contacts to report.

(On this evening the license tag was obtained also from Swift's Blazer, results of which accompany this report)

SUNDAY, APRIL 8, 1990: investigators make a cursory drive through the city and remain at the hotel during the day with no contacts or calls. Scott was found at his residence working outside on this day.

Investigator Crep attended a social event at the Club Bar while stood by awaiting potential interview calls with negative results. Investigator Crep at the Club Bar met a paralegal who is employed with the District Attorney's Office in Valdez. This employee seemed helpful in providing background information on people within the city, particularly within the police department, etc. It is believed that this woman may be contacted in the future for assistance indirectly related to the research being conducted in town.

Investigators dined at the Pipeline Club on this evening in the presence of other oil executives who are identified primarily due to their ostentatious manner letting employees know they were from Texas. There were 2 groups of apparent oil executives and a 3rd party noted to be a white male sitting adjacent to all tables with an earshot who appeared to be paying attention to the conversations

taking place unknown to all parties. The subject was sitting immediately adjacent to Lund and Crep's table and was also attempting to overhear conversations taking place. The subject was noted because he lingered at his table after dinner an unduly long period of time and was unable to conceal his interest in overhearing conversations and generally overplayed his being nonchalant. The subject left prior to Lund and Crep and although was familiar to pipeline employees was identified as not being a local from Valdez.

Investigators checked by the Glacier and Club Bar and Scott's residence where he was found at home. No new contacts other than general were made on this date.

MONDAY, APRIL 9, 1990: telephone contact with the office provided a briefing on the progress to date. Additionally, investigators confirmed the registration on Swift's vehicle as being his. (See attached)

Investigators collect one large bag of trash from the front of Scott's residence. After sorting the trash several items of general interest were collected and accompany the case file. It is noted that several of these items will require reconstruction upon return to Miami and generally relate to his financial obligations.

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Investigators do discover one item of interest that being Scott list himself as an owner of the Alyeska Travel and Recreation Company, c/o P. O. Box 703, Valdez, Alaska. Some of the correspondence is apparent that Scott is attempting to have companies sent him free samples of products through this business.

Lund and Crep complete courthouse research of the official records index and state corporate records of the following results. Hamel has no listing in the directory indirect index, nor is Alyeska Travel and Recreation Company listed as a corporation or d/b/a in the ORI's. Several items on property relating to Scott's home were copied and accompany this case file. It is noted that Scott purchased his property from Alyeska pipeline Company under terms and conditions which may be useful during the future investigation.

Upon completing research at the courthouse investigators visit the City Administration Building in Valdez, where it is determined that Alyeska Travel and Recreation have occupation license which was obtained in May of 1989 as a mail order company. Investigators did not request documentation at this time, but rather inquire about all businesses with the name Alyeska in Valdez. Bob K. Scott was listed as the owner with a P. O. Box as the listing address.

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In preparation for travel anticipated on April 10th, coupled with the fact that the housekeeping people are becoming inquisitive in Crep's room the recording and camera equipment is broken down and repacked in preparation for travel. There are no calls to investigators on this date.

Lund and Crep check the residence of Scott after work and find that he is at the residence and remains there for the day. Lund and Crep travel to the Pipeline, Glacier and Club bars visiting all, however, met no new employees.

TUESDAY, APRIL 10, 1990: Investigator Crep meets with Bob Swift at the Club Lounge and informs him that investigators are departing to return to Florida. Swift at that time offers to assist investigators as an acquaintance in town. While Crep is meeting with Swift, Lund remained in the hotel suites to prevent the investigators' rooms from being searched by inquisitive housekeeping personal.

At approximately 2:00 p.m. investigators check out and return to the Valdez Airport for a late afternoon flight to Anchorage.

WEDNESDAY, APRIL 11, 1990: investigators return to Ft. Lauderdale.

Investigation to continue...

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Encls.

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REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK
RICKI S. JACOBSON

DATE: APRIL 25, 1990

RE: TELEPHONE CALL WITH HAMEL

On 4/25/90, Investigator Jacobson spoke with Charles Hamel on the telephone at 1:30 p.m.

Hamel told Jacobson that he had called her because one of his sources told him that a guy from Ecolit was putting fliers on car windshields at the terminal. Hamel told Jacobson that her guy was at the wrong hotel. The Village Inn Hotel is where the news media would stay and not at the Westmark Valdez. No one would come to the Westmark Valdez to speak to them because they would be afraid of being seen by Exxon/Alyeska people. Hamel stated that the next time they go up to Valdez, they should stay at the Village Inn.

Hamel stated that last weel Rick Steiner was visiting Hamel at his residence in Virginia. Steiner was in Washington, D.C. to obtain funding to purchase trees in Alaska. Hamel went on to say that Riki Ott was busy working in the Prince William Sound area. Exxon was doing a deal with a French chemical company and she was protesting about it.

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EXHIBIT 40

Jacobson asked Hamel when he would be coming to Florida and Hamel stated that he would not be coming to Florida until June. His plans had been changed due to his going to Houston and then to Alaska. Jacobson stated that she probably would be going to Washington before Hamel came to Florida. Hamel asked Jacobson when she would be coming up to Washington. Jacobson stated within the next few weeks and that she would call him before she came.

Hamel told Jacobson that she should contact someone in Washington by the name of Jeff Petrick. Hamel did not go into much detail about who this individual was except that he was involved with various meetings in Washington dealing with the environment.

Due to the phone connection being very poor, Jacobson was unable to hear Hamel. Jacobson explained to Hamel that she could not hear him so the phone call was concluded.

RSJ:saa
427.6

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Anchorage Daily News

VOL. XLVI, NO. 342 136 PAGES ANCHORAGE, ALASKA, SUNDAY, DECEMBER 9, 1990 PRICE 50 CENTS

Wackenhut team spied on Valdez

Pair looked at files, dug through trash

By RICHARD MAUER
Daily News reporter

VALDEZ — The classified ad, in the Valdez Vanguard of April 4, 1990, was simple, to the point and totally deceptive. It was the Alyeska spy operation brought home to Alaska.

"The Ecolit Group is interviewing citizens of Valdez regarding the oil spill and other issues pertinent to the protection of our environment," read the announcement, wedged between an ad on how to beat a urine drug test and a divorce notice.

"A staff researcher will be conducting interviews at the Westmark Valdez the week of April 2, 1990. Please contact Mr. Gary Crep for a confidential appointment if you would like to discuss environmental issues, Terminal operations, or the way oil companies are handling the present state of affairs."

There was, in fact, nothing "confidential" about this operation. When Crep and Rick Lund arrived at the Westmark on April 2, 1990, on behalf of the Alyeska Pipeline Service Co., they were carrying a bag full of secret electronic gear to record anyone with gripes about Alyeska.

Please see Back Page, VALDEZ

VALDEZ: 'Ecolit' listened for talk about Alyeska

Continued from Page A-1

A month earlier, Alyeska asked its security contractor, the Wackenhut Corp. of Coral Gables, Fla., to uncover the sources of leaks to people like Charles Hamel, the ex-oil broker from Virginia who passed on his tips to government officials and reporters. Crep and Lund were private detectives working for Wackenhut. They flew to Anchorage from Fort Lauderdale, Fla., on April 1.

While Alyeska officials now say they were primarily concerned with how Hamel was getting documents from Alyeska's legal department in Anchorage, it is clear from Wackenhut memos and interviews that at least in April 1990, virtually the entire town of Valdez was targeted.

Over the course of 10 days, Crep and Lund set out to record anyone they could lure into their hotel trap. When they weren't in their rooms, waiting for the phone to ring, they trolled for information in bars, restaurants and the pipeline terminal. They posted notices of their arrival — and a plea for information about Alyeska's wrongdoing — in supermarkets and public bulletin boards around town, and stuck fliers on the windshields of cars in Alyeska's employee parking lot.

When they finally left Valdez on April 10, the mission to trap Alyeska employees had failed, according to their reports. Not a single person called the hotel in response to the classified ad or their fliers. Some people suspected them of being Drug Enforcement Administration agents, they said, and others thought they were Exxon spies.

By contrast, when former Daily News reporter Patti Epler placed an ad in 1985 asking for employees to call her Valdez hotel room about environmental and health and safety problems at the terminal, she got at least 30 calls, she said, including five messages waiting before she arrived.

Despite their failure to film workers, the two Wackenhut operatives still invaded several unsuspecting lives:

• A bartender, Bob Swift, who they befriended by convincing him of their concern for the environment. After returning to Florida, they peeled back his private life by running a financial and police background check.

• An Alyeska terminal worker, Robert Scott, who already was suspected by his bosses of leaking information to Hamel. The sleuths went through his trash twice and examined all the public records they could find on him.

• A Valdez Chamber of Commerce official, Michelle Wedel, who they apparently quoted in a report to Alyeska officials as saying that pipeline workers are notorious drug users. Wedel says now that she was badly misquoted and maligned.

Information about the Valdez trip was made public by the U.S. House Interior Committee three weeks ago during hearings on the Alyeska investigation. One of the Democratic members of the committee chastised Wackenhut Chairman George Wackenhut for invading Swift's privacy. Memos written by Lund, Crep and their Wackenhut boss, Wayne Black, were released by the committee or made available by other sources.

When Lund and Crep arrived in Alaska, they came equipped with brochures backing their deception as staff members of the Ecolit Group. Their cover, as they explained in one of their memos, "The business is doing research to force major oil companies through litigation to comply with adequate measures to protect the environment in new areas of exploration."

During the week before the trip, Wackenhut also obtained a credit report on Dan Lawn, the Valdez-based official of the state Department of Environmental Conservation who had conducted numerous investigations of Alyeska's practices. At the congressional hearings last month, Wackenhut officials said they obtained the report by mistake.

Federal law prohibits private investigators from making credit checks on an unwitting subject.

In their memos, Lund and Crep didn't talk about any additional intelligence they may have gotten on Lawn from sources in Valdez.

But they spent a lot of time talking about the weather.

The memos written by the two Florida private eyes were almost comical in their descriptions of the Valdez climate. Huge snowbanks covered street signs and addresses, posing unfamiliar obstacles for the sleuths; at one point, while searching for Scott's home, they weren't even sure they were on the right street as they scribbled down license plate numbers.

Their daily progress — and failures — were chronicled in an April 13 memo they sent to their boss, Wayne Black.

On April 3, the day after checking in, Lund, Wackenhut's electronics guru, wired the hotel room while Crep checked out the town.

"Lund remains in the room suites for the purposes of setting the undercover recording systems in Crep's rooms for meetings," they wrote. A low-light, black-and-white video camera was "concealed in a hotel article allowing full view of all persons entering the room." The wires ran to a recording station in Lund's room.

Crep, meanwhile, walked through the door of the Valdez Chamber of Commerce. In a memo they later sent Pat Wellington, Alyeska's director of security, Crep and Lund noted that the chamber staff was negative about their own town.

"People at the chamber of commerce commented to Investigator Crep that due to work schedules and large paychecks, most everyone spends their off hours intoxicated on either drugs, alcohol, or both," the memo said.

"This is garbage. Total garbage," said Michelle Wedel, the chamber's former director, when she saw what Crep and Lund had written. "I was grossly misquoted." She quit her chamber job to start her own business.

Wedel, who now runs a cafe at the airport and a catering business that occasionally does jobs for Alyeska, expressed anger at the "smooth" characters who claimed to be environmental researchers working on the prevention of oil spills in Florida and Canada. But she said she doesn't hold it against Alyeska or its president, James Hermiller, who hired them.

On the afternoon of April 3, Crep and Lund wrote, they retraced the steps of the captain of the Exxon Valdez, Joseph Hazelwood, and paid a call at the Club Bar, near the Valdez small boat harbor.

"Immediately upon sitting at the bar, investigators were questioned by the bartender as to what they were doing in town. After talking with the bartender for a period of time it was learned that he also was from Florida and took an immediate liking to the investigators," Crep and Lund wrote.

"The bartender spent a couple of hours talking with investigators about general background on Valdez, about the businesses in town, and about several of the patrons in the lounge. He is quick to introduce his new acquaintances to other patrons as being from Florida. Upon leaving the lounge this bartender offered his assistance to both investigators concerning any background on individuals or needing any help around town which was accepted."

Over the next seven days, they returned to visit the bartender, Bob Swift, seven times.

While Crep and Lund were talking to Swift, other Wackenhut investigators back in Florida were already checking him out. On April 9, special investigations boss Wayne Black asked Pat Wellington, Alyeska's security director and a former state trooper

"There's a lot of things about investigations that aren't all that tasteful, if you will."
— David Marquez, Alyeska's general counsel

chief, to look up Swift's vehicle registration in state records.

Lund eventually accumulated two pages of information on Swift to pass on to Wellington: his date of birth, his Social Security number, car registrations from Florida, an old Florida driver's license, and financial data from California. They also found that Swift had been the victim of an attempted murder, and they obtained the police report.

The police report showed that in 1987 Swift was shot twice in the chest; thinking he would die, he wrote a description of the shooter in his own blood.

Why did the Wackenhut agents go through all that trouble to learn about the 62-year-old bartender? Crep, Black and Wellington didn't return Daily News telephone calls seeking their comment. At the congressional hearings on Nov. 5, Rep. Bill Richardson, D-N.M., asked for an explanation from Wackenhut Chairman George Wackenhut.

"He bought them a drink, had dinner with them and he's investigated," Richardson said. "My point here, and I don't want to overdo this, but is there anyone who isn't fair game for your investigators?"

Wackenhut said he assumed the investigators were trying to make a contact who might help them find leakers. They probably checked Swift's background because they "just wanted to get to know who they were dealing with," Wackenhut said.

In an interview from Miami, Lund said Wackenhut wanted to check out what it could about what Swift said about himself. "If they were going to use him as a go-between, to talk about the terminal, they wanted to know who he is, to know if he's lying about things in general."

David Marquez, Alyeska's general counsel, said he had no idea why Swift's background was obtained, though he insisted there wasn't anything improper in what was done.

"There's a lot of things about investigations that aren't all that tasteful, if you will," he conceded.

Swift, after reviewing the Wackenhut memos, came up with his own explanation: "They were probably looking for someone to blackmail," he said. "I was probably in a position more than anybody to get them information. Between the club and the Pizza Palace (next door), boy, we get everybody down here."

As it was, Lund and Crep grilled Swift about people he knew. "They asked me about all kinds of people in this town," Swift said. "I'm sure all they did was pump me for information.

"I spent more time with these guys than anyone. I liked them guys," Swift said. "They tried to put themselves on the people's side, against Alyeska. They told me they were looking for people that had information, that they were out to protect the environment."

Now that their true mission has been unwrapped, Swift's customers are teasing him with a new nickname, "Snitch." But there's a darker side: No one was ever charged in the shooting that led Swift to flee Florida, and he's worried that word may somehow get back about where he is now.

"I feel shocked, and I feel extremely violated. They came in here, I was a really nice guy for them, and those guys turned around and stick it right to me," he said.

The Wackenhut operatives never contacted him again once they left, and the focus of their investigation shifted to Hamel. Marquez said the trip to Valdez "was a complete flop — they didn't meet a single individual that was interested at all in giving them information."

But the memos say they had one major accomplishment: They set a snare that captured their main target, Hamel.

On April 5, after going through the trash in front of Robert Scott's home, Lund and Crep went looking for Scott's van at the Alyeska parking lot. They found it just outside the terminal gate.

The two left leaflets on the van and about 10 other vehicles around it.

"The specific purpose of this exercise was to specifically offer an avenue for Scott to take if he chose and in addition to that so as not to create the impression that he is being singled out, investigators placed the remaining fliers on vehicles adjacent to his."

They went back to their hotel, and while waiting in vain for the phone to ring, began going through the long distance records they had obtained on Hamel's home telephone.

"The telephone analysis revealed an extensive amount of communication (taking) place between Hamel, Scott and (DEC official Dan) Lawn. ...

"It appeared that during the one-month period, Hamel spoke with Scott an average of 3 times a week at length anywhere between 30 to 60 minutes a time. Occasionally, he would hang up and speak with Lawn then (call) Scott back. Generally there would be newspaper contacts surrounding these telephone calls. Hamel regularly speaks with these 2 individuals in Valdez with an equal mix of calls to the Anchorage Daily News. Based off this analysis it was decided that it was best not (to) attempt a direct approach to Scott based off of the closeness of their communications."

The next day, Hamel picked up the phone at his home in Virginia and called the person he knew as Ricki Eidelson, an Ecolit "re-

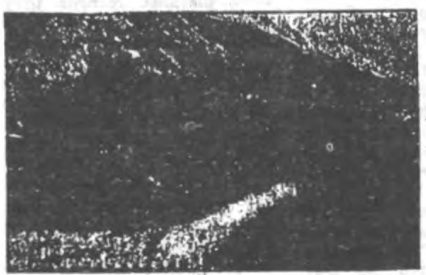
Anchorage Daily News Dec. 8, 1991 p. A12

4



ERIK HILL / Anchorage Daily News photos

Bob Swift, bartender of the Club Bar, says Wackenhut's investigators "were probably looking for someone to blackmail."



Wackenhut's spies looked through trash twice at Robert Scott's home. They also put a flier on his windshield in the hope that he would call about problems at the terminal.



Michelle Wedel, who runs an airport cafe and is the chamber of commerce's former director, says Wackenhut's "smooth" spies grossly misquoted her about the extent of drug and alcohol use at Alyeska.

searcher" he had met in Anchorage the month before. Eidelson was really Ricki Jacobson, a Wackenhut investigator.

According to a Wackenhut memo that Black sent to Wellington that day, Hamel said he had heard from his sources in Valdez that Ecolit had gotten inside the Alyeska terminal and placed fliers on car windshields.

"Hamel said he thought that was a coup in and of itself," Black said.

It was during that conversation that Hamel agreed to meet Black — alias Wayne Jenkins — in Washington, and from there, to become snared in a secret sting operation.

By May 23, Black was able to report to Wellington that he had "positively" identified Scott as one of Hamel's sources. Scott was fired in October 1990. Alyeska says his firing was **not a result of the Wackenhut investigation.**

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICK LUND

DATE: April 26, 1990

RE: ROBERT L. SWIFT

VEHICLES REGISTERED IN FLORIDA:

[redacted]

DRIVERS LICENSE:

[redacted]

POLICE DEPARTMENTS:

[redacted]

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EXHIBIT 42

C-1
April 25, 1990
Page 2

[redacted]

PROPERTY:

[redacted]

FINANCIAL INFORMATION:

[redacted]

AC:saa
427.5

CONFIDENTIAL

InfoTrak-2 4075305-5 P.01

INFOTRAK
3763 Crane Pl.
Orlando, FL 32807

CONFIDENTIAL TO: Adrienne, The Wackenhut Corp., Investigations
INFOTRAK Search Date: April 19, 1990

FL.DMV Search for: (TITLE: 81107387)
CASE REF #: 427

TAG: [redacted]
PLATE ISSUE: [redacted]
DECAL: [redacted]
PREV ISSUE:
TRANS: 00
VW: AXLES:
POST DATE: [redacted]
ID RES:
RENEWAL
1ST DL:
REMOTE UPDATE

VIN:
YR/MAKE/MODEL: [redacted]
CLASS CODE: [redacted]
DECAL EXP: [redacted]
PREV STATE:
USE:
FLEET#/UNIT#:
ODOM DT/MLG:
ODOM STATUS:
2ND DL:
RO-TITLE-NOT-REQ

TITLE: [redacted]
TITLE ISSUE:
BODY: [redacted]
WEIGHT: [redacted]
SEX/DOB:
REG ACT DT: [redacted]
CO/AGY: 33 01
REG FLAGS: 1***1

OWNER: SWIFT, ROBERT L
[redacted]

END OF REPORT

STATE OF FLORIDA
COUNTY OF ORANGE

I, the undersigned authority, hereby certify that the foregoing is a true and correct copy of the instrument presented to me by electronic transcription as the original of such instrument on file in the computer data banks of the State of Florida, Department of Highway Safety and Motor Vehicles.

WITNESS my hand and official seal, this nineteenth day of April, A.D., 1990.

Notary Public
NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES MAR. 26, 1993
BONDED THROUGH ASHTON AGENCY, INC.

F2R445456

CONFIDENTIAL

EXHIBIT 43

Mercantile Credit Assoc. Inc.
4699 North State Rd. #7 / Ft. Lauderdale, Fl. 33319
(305)485-9212/13 (305)940-5058/59 fax(305)485-9304

CLIENT : WACKENHUT
ADDRESS :
: CASE #427
CITY :

REPORT DATE: 04/25/90

ATTN : ADRIAN

ROBERT LYNN SWIFT
[redacted]

#427

(1) RETAIL CREDIT REPORT FAXED TO YOU 4/20/90

(2) REAL PROPERTY SEARCH:
(A) ESCAMBIA COUNTY FLORIDA:
NO PROPERTY RECORD IN FOLLOWING NAMES CHECKED.
(1) ROBERT LYNN SWIFT
(2) ROBERT L. SWIFT
(3) R.L. SWIFT
(4) LYNN SWIFT

(B) DUVAL COUNTY FLORIDA:
NO RECORD.

END OF REPORT.

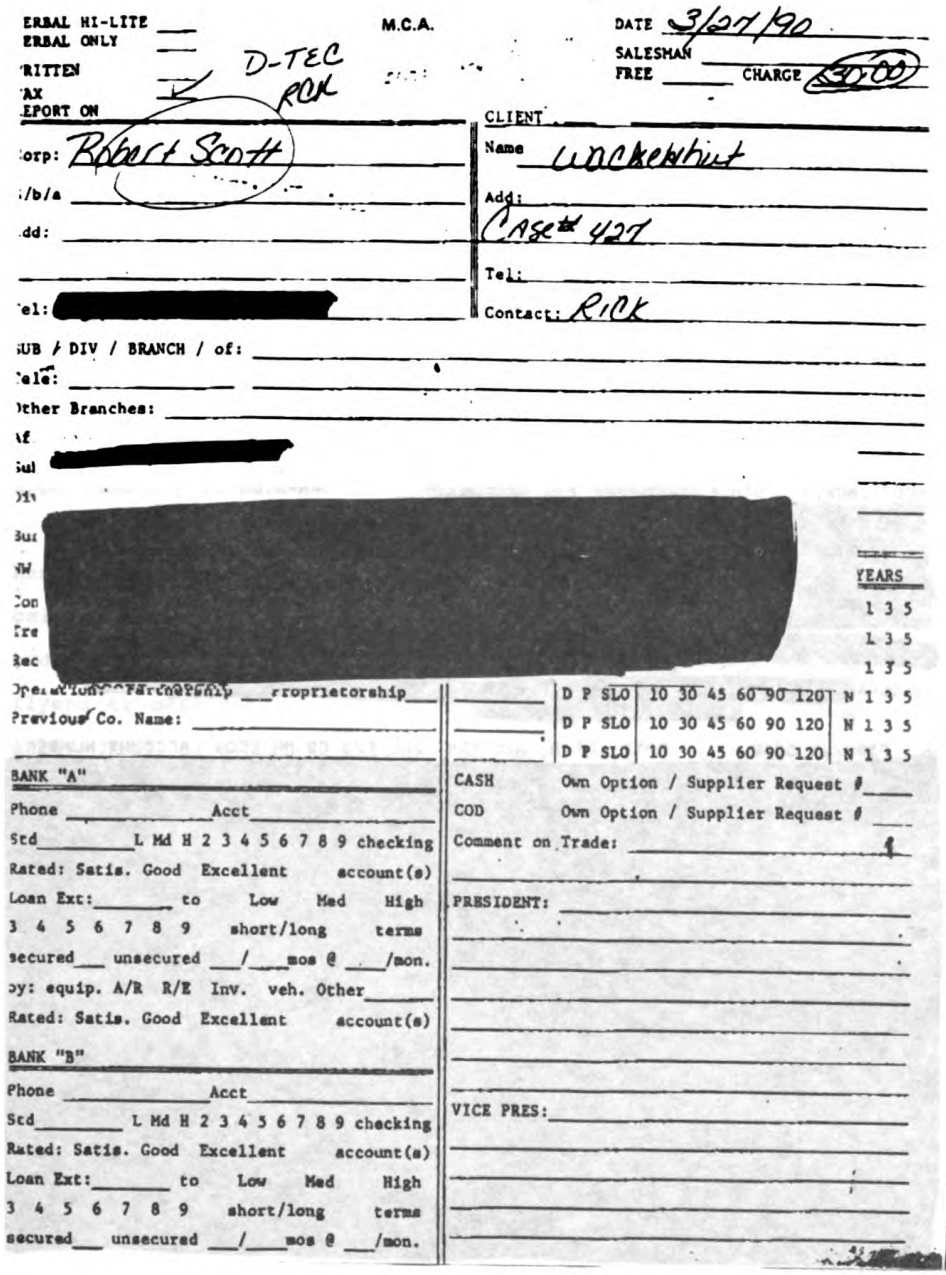
TO: Rick Lund
FROM: A.C.
F.Y.I.

764

52161

S7-161

F2R445459



ERBAL HI-LITE ___
ERBAL ONLY ___
'RITTEN ___
'AX ___
EPORT ON ___

M.C.A.

D-TEC
RCK

DATE 3/27/90
SALESMAN ___
FREE ___ CHARGE 30.00

orp: Robert Scott
:/b/a ___
.dd: ___

CLIENT
Name Lockenhint
Add: Case # 427
Tel: ___
Contact: Rick

el: [redacted]

SUB / DIV / BRANCH / of: ___
ele: ___
ther Branches: ___
f [redacted]
ul
iv
u
W
on
re
ec

YEARS
1 3 5
1 3 5
1 3 5

Operation: Partnership ___ roprietorship ___

Previous Co. Name: ___

___	D	P	SLO	10	30	45	60	90	120	N	1	3 5
___	D	P	SLO	10	30	45	60	90	120	N	1	3 5
___	D	P	SLO	10	30	45	60	90	120	N	1	3 5

BANK "A"

Phone ___ Acct ___

Std ___ L Md H 2 3 4 5 6 7 8 9 checking

Rated: Satis. Good Excellent account(s)

Loan Ext: ___ to Low Med High

3 4 5 6 7 8 9 short/long terms

secured ___ unsecured ___/___mos @ ___/mon.

by: equip. A/R R/E Inv. veh. Other ___

Rated: Satis. Good Excellent account(s)

BANK "B"

Phone ___ Acct ___

Std ___ L Md H 2 3 4 5 6 7 8 9 checking

Rated: Satis. Good Excellent account(s)

Loan Ext: ___ to Low Med High

3 4 5 6 7 8 9 short/long terms

secured ___ unsecured ___/___mos @ ___/mon.

CASH Own Option / Supplier Request # ___

COD Own Option / Supplier Request # ___

Comment on Trade: ___

PRESIDENT: ___

VICE PRES: ___

EXHIBIT 44

SCOTT,ROBERT,K [redacted] FN-303
B [redacted] VALDEZ,AK,99686 [redacted]
SSS-[redacted]

[redacted]

***** PUBLIC RECORDS OR OTHER INFORMATION ******

[redacted]

****

*INQS-[redacted]

FIRM/ID CODE RPTD OPND H/C TRM BAL P/D CS MR ECOA ACCOUNT NUMBER

[redacted]

143 CBI-CNC 14335 NE 24TH STE 120 BELLEVUE WA 98007 800/228-3692

*SCOTT,BOB,K SINCE [redacted] FAD [redacted] FN-410

[redacted]

*INQS-A[redacted]

FIRM/ID CODE RPTD OPND H/C TRM BAL P/D CS MR ECOA ACCOUNT NUMBER

[redacted]

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: APRIL 6, 1990

RE: TELEPHONE CONVERSATION WITH CHARLES HAMEL

On April 6, 1990, The Ecolit Group received a call from Charles Hamel for Ricki Eidelson. Approximately 15 minutes later at approximately noon, I returned Hamel's call. His wife answered the phone and then called Hamel to the phone. I spoke with Hamel for approximately 15 minutes.

Hamel mentioned that he met Jacobson in Anchorage, Alaska. He was calling about Gary Crep being in Valdez. He said that he had his sources in the terminal and couldn't believe how Gary Crep got his flyers or messages on employees windshields inside the terminal area. Hamel said that he thought that was a coup in and of itself. (In reality, Crep and Lund were in Valdez, but did not penetrate the security of the terminal. They merely put flyers on vehicles and the public parking area.)

Hamel was very inquisitive as to just exactly what The Ecolit Group did.

EXHIBIT 45

After the conversation, which lasted for approximately thirty minutes, Hamel and Black agreed to meet in Washington to discuss Ecolit and Hamel's activity.

WBB:jl
427.bb

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

A-01-SPI01-35

Daily Activity Report

Date 4/26/90

Name Ricki Jacobson SSN [redacted] Initials RSJ Approved

Case	Start	Stop	Total	Activity	Rate
427	8:00	8:10	.10	Call to UC off - RJ	
427	10:30	10:41	.10	Call to UC off - RJ	
427	11:30	11:45	.25	call to Congressman Miller's Chambers re: schedule of hearing - RJ	
427	2:00	3:00	1.	work at UC off - RJ	

Total Hours 1.65 Hours Rate 1 _____ Hours Rate 2 _____ Hours Rate 3 _____ Entered By / Date _____

F2R415164

EXHIBIT 46

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK
RICKI S. JACOBSON

DATE: MAY 8, 1990

RE: 427 - STATUS OF BILLS DEALING WITH OFF-SHORE DRILLING

Enclosed please find a schedule of Sub-Committee hearings at various locations from George Miller's office for the month of May.

A telephone call to the Department of Natural Resources in Tallahassee, Florida revealed the following information:

House Bill 3073 deals with drilling in Florida state waters. This Bill was passed out of the House Committee and has not been heard on the Senate floor yet.

House Bill 957 deals with pollutants, spills, prevention and response. This Bill was passed out of the House Committee and has not been heard on the Senate floor yet.

Cecila Ross in the Legal Division of the Department of Natural Resources stated that Proposal 138 deals with 8000 lease blocks that could be put up for sale in the Eastern Gulf Waters by the Department of Interior. This proposal will not be reviewed until September 1990.

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F2R413362

EXHIBIT 47

On the Federl level, telephone call to Representative Lehman's office in Miami revealed that House Resolution 2945 deals with banning oil drilling in federal waters south of the 26th degree parallel line. This Bill was put into the House Interior Committee and from there it went to the Sub-Committee on Waters. This Sub-Committee had a hearing on this Bill on October 14, 1989. Nothing has been done on this Bill since then.

House Resolution 3751 dealing with off-shore drilling on eastern, western shores and Alaska was given to the House Interior Sub-Committee on Waters, Merchant Marine and Fisheries and also given to the Sub-Committee on the Panama Canal. No action on this Bill has been taken yet.

The House Interior Affairs Committee has hearings during the week of May 3rd to May 10th. May 3rd at 9:50 a.m. is the Manipulation of Science and the Regulatory Process Affecting Oil and Gas Development in Alaska.

May 8th is the Energy and Environmental Sub-Committee on Waste Isolation Referring to Plant and Land Withdrawal Act at 1:30 p.m.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

May 10th the Energy and Environmental Sub-Committee is having an Oversight Hearing on the Future of Nuclear Power at 9:45 a.m.

RSJ:jl
427.1

Encls.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: JUNE 1, 1990

RE: TELEPHONE CONVERSATION WITH CHARLES HAMEL ON JUNE 1, 1990, AT 9:50 A.M.

From approximately 9:50 a.m. until 10:10 a.m. on June 1, 1990, I spoke by telephone with Charles Hamel. I returned Hamel's call from May 31st. I spoke with Hamel from office on extension 2044 to his home phone at 703-[redacted].

Hamel told me that approximately two nights ago he was able to photograph a red vehicle and a black male stealing his garbage. Last night he was able to take still photographs of a blond white male driving a red vehicle and two other men, one being the same man from the previous night, stealing his garbage. He said that the red car came around the corner next to his house with the trunk open at a high rate of speed and the men threw bags of garbage into the trunk.

Hamel mentioned that approximately six to eight months ago some of his garbage was found up the street from his house with the mail ripped out and thrown about across the street. He feels it is the same people.

Hamel mentioned that American Guard and Alert Company of Alaska, the people who do the security for the Alyeska pipeline, had hired an ex-FBI agent to investigate Dan Lawn. Hamel does not recall the name of the FBI agent. Apparently the FBI agent went to Jim Little, the Marine Superintendent for Alyeska and also a source of information to Hamel, and questioned Little about Lawn. Apparently the former FBI agent told Little that Lawn was involved in stealing documents from Alyeska.

With regard to the previous information about the Exxon Captain, Hamel mentioned that the Captain would not be available until the end of June early July of this year. Exxon is using mess boys as oilers and there was a situation regarding which Hamel will develop more information on. This situation involved the accidental dumping of 200 actual drums of oil overboard near the Florida Keys. Hamel promised additional information.

We agreed to meet in Alexandria, Virginia on June 20th or 21st.

WBB:jl
427.pp

cc: William C. Richey, Esq.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

EXXON PIPELINE COMPANY
POST OFFICE BOX 2220 • HOUSTON, TEXAS 77252-2220

DARRELL D. WARNER
PRESIDENT

October 28, 1991

Linda Chase, Esq.
House Interior and Insular Affairs Committee
United States House of Representatives
Washington, D.C. 20515-6201

Dear Ms. Chase:

I am enclosing a letter dated August 3, 1990 from Charles Hamel to Don Smiley of the Washington, D.C. office of Exxon Corporation. This letter may be indirectly related to the Wackenhut investigation, a connection we did not make until recently. Since it was received within the time frame of the investigation, I am providing it to the Committee.

Very truly yours,

Darrell D. Warner

DGW:ray
Enclosure

EXHIBIT 49

Mr. Charles J. Hamel
101 Quay Street
Alexandria, Virginia 22314

August 3, 1990

Mr. Don Smiley
EXXON
1899 L Street, N.W.
Washington, D.C.

Dear Don:

The discovery last year that EXXON was maintaining a "book and videos" of me was amusing.

I want you to know that a problem for our mutual friends, John and Sam Autry, led me to do some filming and videoing of my own. They were dismayed to find a refuse bag broken open on their doorstep and trash strewn about in front of their home. As Sam cleaned up the garbage and trash to rebag, she noticed my mail and personals. Subsequently, our videos of the nocturnal visits to our home by "gentlemen" and their automobile explained how the Autry's became involved. The automobile "with open trunk" comes to a halt in front of our home as a "gentleman" comes running down the street from the direction of the Autry home...runs up to my garage door ...grabs a refuse bag and throws it into the trunk and runs back towards the Autrys as the auto goes racing off with the trunk still open. It appears on the Autrys' occasion the bag didn't make it all the way into the trunk, and fell out.

An anonymous tipster (post marked Anchorage) suggested the intrusions upon my home have been carried out on behalf of the TAPS Owners. Don, I am certain you would know nothing about this. However, I suggest you alert your colleagues, including Mr. Rawl, that my attorneys are fully briefed on this situation should someone decide to exacerbate these clumsey activities.

Whoever made this decision does a disservice to both me and the Boards of Directors they represent. I expect the Boards would be dismayed as the GM Board was when Nader was similarly harassed.

My wife and neighbors are not amused by these late-night "operatives" and are naturally apprehensive of someone being accidentally harmed.

Sincerely,

Chuck

Chuck

cc: Julian Mason, Esquire

A-01-SPI01-35

Daily Activity Report

Date 4 Aug 80

Name Rick Lang	SSN [redacted]	Initials O	Approved

Case	Start	Stop	Total	Activity	Rate
427	—	—	—	OBTAIN WFO on INTEREST Accts on	
				Hand ——— Exp $8000	

Total Hours

Hours Rate 1 _____
Hours Rate 2 _____
Hours Rate 3 _____

Entered By / Date _____

8x Enter only

F2R415177

EXHIBIT 50

5-28

Black –

~~For your info~~.

Comp. File –

Rich



Ronald H. Marek, Ph.D.
President

1990 West Camelback
Suite 308
Phoenix, AZ 85015

249-6336

Digital Pager - 24 Hours
392-5570

F2R445540

EXHIBIT 51

DISCREET PROFESSIONAL INVESTIGATIONS

Ronald H. Marek, Ph.D. • Helga Christian, Ph.D.

BUREAU OF SPECIAL 1989 OPERATIONS

GEORGE HACKENHUT
HACKENHUT CORPORATION
8120 NW 53RD ST # 201
MIAMI FL 33166-4662

Dear Fellow Investigator:

The **Bureau of Special Operations** would like to introduce your firm to our **Nationwide Information Services Network**. Through the use of this Public Record Search program you will be able to:

- ***Save Money and Time***
- ***Maintain a Price Competitive Agency***
- ***Reduce Public Record search time to minutes***
- ***Locate Public Records from your own office***
- ***Increase your Search effectiveness***

Our current price list has been included for your review and consideration. Your requests may be entered by mail, fax, computer or telephone.

You will receive ***Fast Personalized Service.*** Your information needs will be handled by trained, experienced and licensed investigators.

The N.I.S.N. Membership is available for a one-time subscription fee of $250.00 (incl. first year dues) and a yearly renewal rate of $100.00.

Please call us at **1-800-362-2440** for further information and/or a service agreement.

Sincerely yours,

Ronald & Helga
Your personal support team

F2R445541

P.S. Earn $25.00 of free services for each new client referred by you!

1990 West Camelback Road • Suite 308 • Phoenix, AZ 85015 • (602) 249-6336

DISCREET PROFESSIONAL INVESTIGATIONS
Ronald H. Marek, Ph.D. • Helga Christian, Ph.D.

BUREAU OF SPECIAL 1989 OPERATIONS

PREFERRED CLIENT PRICE LIST

PART. LIST CROSS-REFERENCE BY SEARCH NUMBER

SEARCH	DESCRIPTION	P.C. PRICE *
1	CURRENT EMPLOYMENT	45.00
2	BANK ACCOUNT SEARCH	95.00
3	CRIMINAL HISTORY BY COUNTY	35.00
4	STATEWIDE CRIMINAL HISTORY	45.00
5	CA STATEWIDE FELONY SEARCH	95.00
6	16-STATE WORKER'S COMP	15.00
7	CA STATEWIDE PROPERTY	15.00
8	NATIONAL STATEWIDE PROPERTY	65.00
9	CONSUMER CREDIT HISTORY	9.00
10	CA DMV ANI/ALPHA	25.00
11	NATIONWIDE DMV (LIC/VIN#)	10.00
12	SID	10.00
13	NID	10.00
14	IPF	10.00
15	TO BE ANNOUNCED	
16	UCC FILINGS	10.00
17	SPECIAL REQUESTS	QUOTE
18	CA DRIVING RECORD	9.00
19	NATIONAL DRIVING RECORD	15.00
20	TO BE ANNOUNCED	
21	TELEPHONE NUMBER INQUIRY	5.00
22	ADDRESS INQUIRY	7.00
23	NEAR-BY NEIGHBOR SEARCH	10.00
24	NCOA	7.00
25	DEMOGRAPHIC ENHANCEMENT	12.00
26	SURNAME BY CITY OR ZIP CODE	7.00
27	SURNAME SEARCH BY STATE	9.00
28	NATIONAL SURNAME SEARCH	75.00
29	THE SKIPPER'S CHOICE	10-29.00

F2R445542

* P.C. PRICE - PREFERRED CUSTOMER PRICE LIST

1990 West Camelback Road • Suite 308 • Phoenix, AZ 85015 • (602) 249-6336

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICK LUND

DATE: May 23, 1990

RE: INVESTIGATIVE REPORT,
WASHINGTON, D.C.

4/30/90: Lund arrived in Washington, D.C. at 3:00 p.m. in the afternoon. At that time he located the residence of Charles Hamel in [redacted], [redacted] at [redacted]. The residence is located in Old Town, which is a historical section of the city. The residence overlooks Potamic Park in Alexandria and is at the end of Quay Street. The back yard is fenced with a high fence and the remaining open sides of windows are partially obstructed from trees planted in the street.

The residence displays moderate security and the streets are heavily travelled by pedestrians until late at night.

There are no obvious vehicles parked affiliated with this residence however, parking in this section of town is a commodity due to congestion and traffic.

The residence is a four level home, which is classified as a multi family dwelling.

5/1/90, a check of the U.S. District Court in Alexandria, Virginia

EXHIBIT 52

shows no record of Charles Hamel nor his wife Cathleen Morgan Hamel in the civil or criminal indexes.

In Alexandria County, land records show Charles Hamel residing at [redacted].

This residence was classified as a multi family residence with 1613 square feet purchased on 3/10/76 and valued at [redacted]

Civil Indexes dating back to 1965 shows [redacted]

Fictitious name indexes show 9/9/88, book 24, page 64 and book 24, page 93 shows Charles Hamel and Associates. Filed with Alexandria County.

UCC records show a financial statement filed showing Charles Hamel as [redacted] No additional

information was available on this record.

Using Hamel's social security and date of birth information, Lund was able to locate one interest bearing account in the name of Charles Hamel and Associates. Account [redacted] was opened as a commercial account on 2/78. ([redacted]) Current balance as of the above date was [redacted]

Surveillance in front of Hamel's residence on the above date indicates subject arises between 8 and 9 in the morning. At approximately 9:00 a.m. photographs were taken of Mrs. Hamel walking a small French Poodle in front of the residence. The photographs accompany this memorandum.

5/2/90, trash in this neighborhood is collected on Thursday mornings and it is required that the trash be placed in front of the residence for collection at 0600 hours. For this reason, people in the neighborhood place their trash out on Wednesday evenings. Lund visited the residence of Hamel and collected two large bags of trash from the front of the residence on this date. One of the bags contained foliage materials. The second bag, Lund separated approximately 30 items, which are initialed and accompany this memorandum.

On this date Lund briefed a client on matters concerning this investigation.

RL:saa
427.9

Enclosures

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: JACOBSON

DATE: MAY 7, 1990

RE: INVENTORY OF TRASH ITEMS CASE 427

---

1. Beige envelope postmarked April 18, 1990
   To: Mr. Charles J. Hamel
   101 Quay Street
   Alexandria, Virginia 22313.

[redacted]

2. Two medical forms regarding
   Kathleen M. Hamel
   101 Quay Street, Alex., VA.

[redacted]

3. Small, yellow legal pad paper with the following words written on it: [redacted]

4. Front portion of an envelope from:
   Sovran Bank
   6495 New Hampshire Avenue
   Hyattsville, Maryland 20783

   To: Charles Hamel
   Kathleen Hamel
   P. O. Box 389, Alexandria, Virgina

Yellow automated sticker on bottom righthand corner.

5. Newspaper - The Beacon Street Financial, date April 22, 1990.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

F2R413344

EXHIBIT 53

[redacted]

6. Two medical forms to:
Charles Hamel
101 Quay Street
Alex., VA. 22314

[redacted]

7. Two multi-lined pieces of paper with columns that have various headings. The columns state check number, date paid, company paid, amount owed, amount paid, etc.

8. Another paper similar to number 7. Under company paid column, numerous companies are listed:

[redacted]

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

[redacted]

9. Two sets of two pages stapled together:

   Page 1 - same information as number 8

   Page 2 - same number 7

10. One single page similar to number 8

11. Envelope from Old Dominion Boat Club
    P. O. Box 1245
    Alexandria, VA. 22313

    To: Charles Hamel
    101 Quay Street
    Alex., VA. 22313
    Dated April 26, 1990

12. Envelope from: Philip A. Ramos
    Certified Public Accountant
    [redacted]

13. Gold envelope from:
    Sovran Bank
    1801 K Street N.W.
    Washington, DC 20006
    Dated 1-16-90
    Not addressed to anyone

14. Steno pad paper. One side has written on it [redacted]

15. Torn piece of paper says - [redacted]

16. Envelope from: [redacted]

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

Sticker in left hand corner;
[redacted]

To: Kathleen Hamel
101 Quay Street
Alex., VA. 22314

17. Large gold envelope to:
Charles Hamel
P. O. Box 389
Alex., VA 22313

From: No return address.

Postage stamp reads:
Anchorage, Alaska
March 30, 1990

18. Envelope dated March 14, 1990 - no return address. Postage mark said NOVA MSC220.

To: Chas. Hamel
101 Quay Street
Alex., VA 22314

On back of the envelope various words were written; [redacted]

19. Envelope from: [redacted]

To: Mr. & Mrs. Charles Hamel
101 Quay Street
Alex., VA 22314
Dated February 19, 1990

In pencil on front of envelope reads; [redacted]

20. Envelope to: Mr. & Mrs. Charles Hamel
101 Quay Street
Alex., VA 22314

From: [redacted]

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21. Envelope from: Ashburn & Mason
Lawyers
A Professional Corporation
1130 West 6th Avenue, Suite 100
Anchorage, Alaska 99501
Phone 907-276-4331
Dated April 11, 1990

No address on front of envelope.

22. Small white piece of paper words written in pencil;

[redacted]

23. Envelope from: Sherman, Meehan and Curten, P.C
1900 M Street, N.W.
Washington, D.C. 20036
Dated April 26, 1990

To: no address listed.

24. Torn deposit ticket: Charles Hamel and Associates
101 Quay Street
Alex., VA 22314

Written on deposit slip United Virginia Bank - [redacted]

25. White piece of paper - typed: [redacted]
Amount last deposited: [redacted]

26. White envelope from: Ray T. Dalthorp
[redacted]

To: Chuck Hamel
101 Quay Street
Alex., VA 22314

27. Green check - Charles Hamel & Associates
101 Quay Street
Alex., VA 22314

Check Number cut off
Amount - [redacted]

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28. Self-addressed envelope to:
[redacted]

29. White piece of paper - typed on it Fax Transmittal.
Typed one side: Charles Hamel
101 Quay Street
Alex., VA 22314
[redacted]

To: in pencil written - Just The Fax.

In ink on side is written: [redacted]

In red ink from: You know who!

RSJ:jl
427.r

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

4/30/90

After much thought & soul searching I can not continue with my role in case 427. I have no problem doing background checks, research, computer work or simple phone call verifications but the actual lie that I am maintaining w/ Kamel, I can't continue. I am not comfortable with this. I am basically a very honest person & I realize that being an investigator involves pretexts - but I am unable to continue w/ the facade.

My contact w/ Kamel was by chance anyway. It was never part of my assignment - my meeting him was an added bonus. I'm sure the investigation can continue quite successfully w/out any further contact on my part w/ Kamel.

I am sure that this is a disappointment to you & will be to Cleg & Lund - I'm sorry. I'll continue to maintain the UC office but I will not be going to D.C to meet Kamel.

If you want to terminate my job due to this - fine. I guess I am not investigator material - I just can't stand lending the Truth.

Trudi Jacobson

EXHIBIT 54

Phone – no answer this
phone messages – run over
No more personal visit of Hamel
No possession of Detect locates
for him – 427 matter –

Wayne

3/6/90
RST

Wayne -

Just a reminder pursuant to our conversation of last week & my written letter to you -

after Wed's meeting w/ Hamel in D.C & after I enable you to meet w/ him -

I do not want any more contact w/ Charles Hamel. I will not meet w/ him or speak w/ him again. My role in 427 will be through. I want no more to do w/ this case.?

I feel very uncomfortable w/ it & I feel that I am in above my head.

I do not want to know anything more about this case. I will still pay the rent over there from advanced monies but I do not want anything else to do w/ it - Ricki Dee

RECEIVED

EXHIBIT 55

Exhibit 56

F2R400105

ON TOP OF

ANWR

March–April 1990, Issue 16 ◆ ARCO Alaska, Inc.

OIL IMPORTS RISE AT AN ALARMING RATE

A growing dependence on imported oil could push U.S. demand for foreign oil to 11 million barrels a day by 1995, said former Energy Secretary James Schlesinger. The U.S. imported an average of seven million barrels of oil per day in 1989.

In testimony before the U.S. Senate Energy Committee, Schlesinger stated oil prices could increase 30 or 40 percent in this decade. The U.S. oil import bill then would exceed the nation's current annual trade deficit, he said.

In a recent *Wall Street Journal* article, Edward Yardeni, a Prudential-Bache Securities economist, said huge oil imports threaten the nation's prosperity. "The problem isn't oil consumption, which isn't rising much. The problem is that U.S. production is falling at an alarming rate," Yardeni said.

Last year, America's bill for imported crude oil and refined products surged 28 percent to almost $50 billion. Meanwhile, domestic crude oil production fell an average of 553,000 barrels a day, the steepest drop on record.

The Department of Energy forecasts a plunge in domestic crude production from 7.3 million barrels a day this year to 6.4 million in 1995 and to 5.8 million in the year 2000. It also predicts imports of crude and refined products of 7.8 million barrels a day this year, 9.1 million in 1995 and 9.9 million in the year 2000.

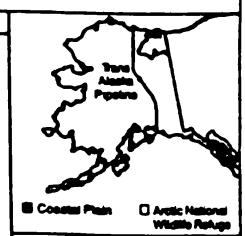
As for prices, the Energy Department's base case (the forecast it deems most likely) sees crude oil, in 1989 dollars, rising to $20.40 a barrel in 1995 and to $27.80 a barrel in the year 2000. Based on these projections, the import bill would surge to $67.91 billion in constant dollars in 1995 and to $100.96 billion in the year 2000.

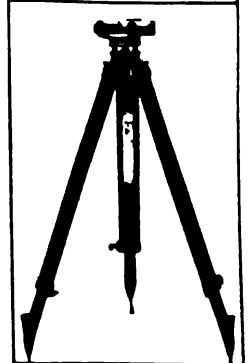
Ironically, the growing debate over energy policy comes at a time when worldwide oil supplies are plentiful. In contrast to the 1970s, when consumers were warned that oil supplies were being depleted, oil supplies today are ample, and key fuel products such as gasoline are selling in the U.S. at 1965 prices, after accounting for inflation.

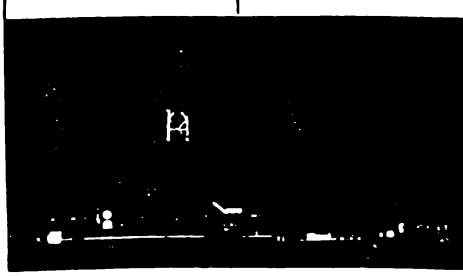
Some 75 percent of the oil that can be produced at today's prices is found in countries, mostly around the Persian Gulf, belonging to the Organization of Petroleum Exporting Countries (OPEC). It is the same OPEC that mounted a successful oil boycott in 1973, sending America's economy spiraling into recession.

That boycott worked, even though the U.S. at that time produced most of its oil domestically, importing only

Continued on back page









F2R400106

OIL SPILL COMMISSION SAYS PREVENTION IS KEY TO PROTECTION

A comprehensive prevention policy is the only way to protect the oceans and coastlines from oil spills, says the final report of the Alaska Oil Spill Commission. The commission was created by the Alaska State Legislature last spring to analyze the oil transportation system in Alaska and to recommend how oil spills can be prevented.

The commission's recommendations, if adopted, would have considerable impact on tanker safety. Tanker design changes, including double hulls, improved traffic control systems and an increased emphasis on proper manning and crew training are the key elements.

Alyeska Pipeline Service Company, according to the commission, has demonstrated a commitment to safer operations since the *Exxon Valdez* oil spill by establishing new procedures, including escort vessels, new spill response equipment, speed limits for tankers and policies that tankers stay in designated traffic lanes while pushing through ice. Some of these reforms were more sweeping and costly than required by government.

The *Exxon Valdez* incident refocuses attention on industry's obligation to operate safely and responsibly. Decision-making by private industry is the first and, in many ways, most important pressure point for safety in the oil transportation system. Government regulation and public oversight can help safeguard the system, but industry can — and should — move rapidly and effectively on its own to establish procedures to reduce the risk of oil spills, according to the commission.

The report further stated, "Response to the *Exxon Valdez* disaster illustrated industry's ability to mobilize quickly after a disaster. Exxon, though unprepared for a spill so large, responded far more swiftly than any government agency. The company committed vast human and material resources and reportedly spent more than $1 billion to respond to the spill."

The *Exxon Valdez* disaster has awakened industry, government and public interest on oil spill research. The May 1989 report to the president on the *Exxon Valdez* by Transportation Secretary Samuel Skinner and Environmental Protection Agency Administrator William Reilly bluntly concluded that "oil spill cleanup procedures and technologies are primitive."

That view was echoed by the American Petroleum Institute, an industry group that issued a report calling for new private investment in research and development of spill response methods. Federal agencies are preparing research and development initiatives in spill response techniques, technology, training and deployment systems.

There is also increasing interest in coordination and collaboration with other countries, particularly Canada, to provide faster dissemination of research results, and less unnecessary duplication of effort.

Legislation now pending in Congress provides for the establishment and funding of oil spill research and development programs. One proposal would create a Prince William Sound Oil Spill Recovery Institute to identify and develop the best technology for dealing with spills in arctic and subarctic marine environments. Another would establish a minimum of six regional centers to address research needs.

Government-supported research and development should ensure that public priorities are met, that government agencies expected to direct future oil spill response will be knowledgeable about new technologies and techniques, that regulation is appropriate and effective and that up-to-date response capabilities are maintained, the commission said. Coordination and cooperation in research and development programs are in the interest of all concerned.

Alaska's interests in oil spill research should focus on specific Alaska marine habitats, the characteristics of oil and dispersant methods in arctic and subarctic waters, prevention research, and training programs to ensure that Alaska response authorities will be fully prepared to understand and cope with future spills, according to the report.

EXXON ANNOUNCES CLEANUP PLAN

Exxon Corporation President Lee R. Raymond has announced a 1990 General Plan for continuing cleanup of the *Exxon Valdez* oil spill in Prince William Sound. The March planning document, when approved by the Federal On-Scene Coordinator, will serve as the basis for a final plan for 1990 cleanup.

"Our objective for 1990," Raymond said, "is to complete the appropriate cleanup work in a way that provides a further net benefit to the environment, minimizes negative impacts on the wildlife, doesn't interfere with fishing, and enhances the natural recovery that has already begun."

Raymond, who visited Prince William Sound in early March, said, "I saw many places that are showing dramatic improvement. But I also saw some that are not as clean as we would like and will require additional work. We're here to do it. We're here to get on with the task of finishing the job."

Raymond observed that "the improved shoreline conditions resulting from last summer's cleaning have allowed natural forces to effectively continue the cleaning process over the winter. We have spent more than $2 billion on the cleanup to date."

Otto Harrison, Exxon's Alaska Operations Manager, reviewed the planning document, which is the result of this winter's shoreline observations, scientific studies and planning conducted by his staff of more than 700 Exxon and contract people, and input from government agencies.

While the document doesn't specify numbers of shoreline segments to be cleaned or how many people

Continued on back page

ALYESKA IMPLEMENTS NEW TANKER SAFETY PLANS

Tanker safety has become the focus of public concern since the Prince William Sound oil spill in Alaska last year.

Hearings have been held in 19 Alaskan communities for public discussion of the oil industry's updated tanker spill prevention and response plan for the Sound. The hearings included workshops designed to provide information about the plan.

According to the plan, tanker owners and operators carrying oil through Prince William Sound will contract with Alyeska Pipeline Service Company to provide initial oil spill response. The company operates the Valdez Marine Terminal and the trans-Alaska pipeline.

The plan requires that every tanker leaving the terminal be escorted through Prince William Sound by two tugs that can assist a tanker in danger. In addition, initial oil spill response equipment must be carried on the larger tug, an escort vessel.

The ship escort response vessel system, or SERVS, manages the fleet of vessels equipped with booms, skimmers, and other oil spill equipment. The equipment, and a trained crew of about 100 people, are to be stationed at key locations in Prince William Sound, an area of 700 square miles.

Tanker crews will be screened for alcohol and, if necessary, tested. The captain must be tested one hour prior to departure.

State licensed pilots will guide vessels from the Marine Terminal to beyond Bligh Reef. Tankers may travel no faster than 10 knots through the Sound.

Many of the provisions in the plan went into effect last summer. Regular training drills and exercises are required to prepare crews for emergencies. Additional tugs and fishing boats are on contract to support the SERVS fleet as needed.

The organization operates 24 hours a day, seven days a week. The plan requires manpower and equipment sufficient to rapidly move more than 30,000 feet of boom and store nearly half a million barrels of oil and water.

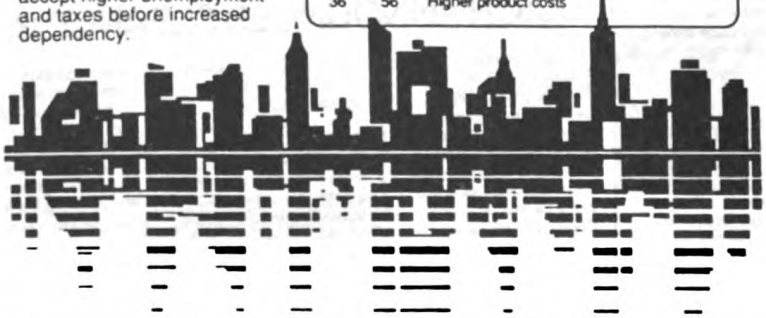
Although much of the plan is already operating, a complete plan is expected to be approved this year.

Where Does the Public Draw the Line on Environmental Regulations?

Even after the Exxon Valdez spill, two in three people would oppose stricter environmental regulations that would make America more dependent on foreign fuel. The public would accept higher unemployment and taxes before increased dependency.

The Public

opposes	supports	If the result is
67%	24%	More US dependency on foreign oil
61	31	Elimination of some jobs
53	39	Difficulty for American companies to compete
51	42	Higher taxes
36	56	Higher product costs



This survey was conducted by the Opinion Research Corporation. Its findings are based on telephone surveys conducted with a nationwide random probability sampling of 1,021 adults during the period of May 12 through May 14, 1989. The accuracy of any survey results based on a sample of this type and size is ±3 percentage points at the 95% level of confidence.

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External Affairs Dept
P.O. Box 100360
Anchorage, AK 99510

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Joan McCoy: Editor

IMPORTS. . .

Continued from page 1

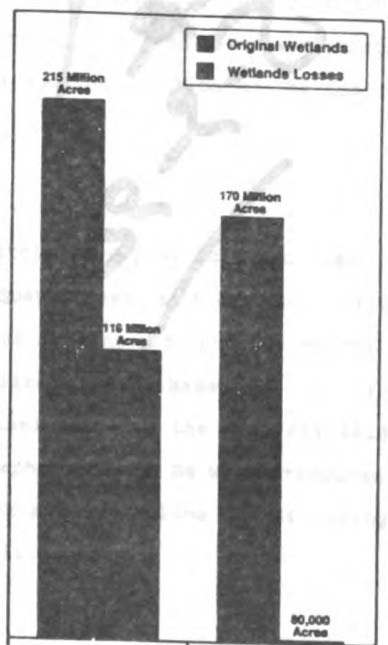
six percent of its needs from OPEC.

The U.S. oil-producing industry now is in its fifth year of decline. The American Petroleum Institute (API) says that the decline could be reversed if the oil industry could explore and develop the Coastal Plain of Alaska's Arctic National Wildlife Refuge (ANWR), currently the most promising untapped onshore area in North America.

The ANWR Coastal Plain is expected to contain at least 3.2 billion barrels of recoverable oil. That would make ANWR the third largest oil field in North America. Prudhoe Bay, this nation's largest oil field, and Kuparuk, the second largest oil field, are both located less than 100 miles west of the ANWR Coastal Plain.



Status of Nation's Wetlands



Unlike many other states, Alaska's wetlands remain intact. Approximately 99.95 percent of Alaska's wetlands are undisturbed.

Source: Coalition for American Energy Security

EXXON ANNOUNCES. . .

Continued from page 2

and boats will be needed, Harrison indicated the levels would be substantially below 1989 levels since the shoreline conditions, while not yet entirely satisfactory, are vastly improved.

Harrison said Exxon will begin cleanup once a final plan is approved and the weather permits.

Coast Guard Rear Admiral Dave Ciancaglini, the spill's Federal On-Scene Coordinator, has announced that Exxon will begin cleanup work May 1.

Ciancaglini will decide which cleanup techniques to use on each beach. He expects the cleanup techniques will be based on recommendations reached by consensus between Exxon and the agencies.



F2R400109

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: MAY 18, 1990

RE: MEETING WITH CHARLES HAMEL IN WASHINGTON, D.C. ON MAY 16, 1990.

SYNOPSIS

Investigators Richard Lund and Wayne Black met with Charles Hamel in Washington, D.C. and Alexandria, Virginia on May 16, 1990. The meeting was pre-arranged between Black and Hamel to discuss Hamel's computer software and the function of The Ecolit Research Group.

DETAILS

1. At approximately 1:00 p.m. Lund and Black arrived at Hamel's residence at 101 Quay Street, in Alexandria, Virginia 22314. Black was posing as Wayne Jenkins and Lund was posing as John Foxx, both of the Ecolit Research Group. Hamel and his wife were at home with their poodle. Hamel answered the door and said that he was on a long distance telephone call. He was introduced to Lund by Black. He then left Black and Lund alone in the living room area on the second floor of his house.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

F2R445079

EXHIBIT 57

2. Black shoved Lund stacks of Alyeska documents. Some had been moved from Black's last visit and replaced with others. For approximately 15 minutes, Black examined Alyeska files while Lund observed and listened for Hamel to return downstairs. Black and Lund observed a file marked Alyeska Standard Operating Procedure. Inside were documents that indicated same. Laying on Hamel's desk at the same location in the living room were several stolen Alyeska documents. Black selected and recovered three of the documents as described below:

(a) Two Alyeska messages, one dated 7-19-85 and one dated 7-26-85.

(b) One Corporate Operations Administrative Exchange (COAX) memo dated 3-27-89. This document is three pages in length.

(c) An Alyeska pipeline Service Company work request, dated 4-15-90. This document has a note attached indicating that the document was written by the person who sent the document. In the action portion of the document which is dated 4-17-90, it appears that the technician was R. Scott.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

The above documents were initialed, dated and retained by Black as exhibits. Also on a chair in the living room (not recovered) was an Alyeska Standard Operating Procedure for handling emergencies dated 1989.

3. At approximately, 1:45 p.m., after a brief chat with Kathy Hamel Black and Lund drove Hamel to Management Information Technologies, Inc., at 4450 MacArthur Blvd., N.W., Suite 7B, Washington, D.C., where they met with Ken Ewell and Richard Hyams. While Mr. Ewell described his software, all had pizza and coke. Ewell had asked for input so that he could demonstrate the program. Black provided two docket sheets from a Miami case. This was used for input and scanned.

4. At approximately, 2:30 p.m., Hamel mentioned that he wanted to talk to Black alone. Hamel and Black left, driving the rental car to a local cafe where they had coffee and dessert. It was at this time that Hamel showed Black the attorney/client privileged information.

5. During the approximate hour and a half Black and Hamel talked at the cafe, Hamel often mentioned George Miller. He mentioned that Miller was a personal friend of his and reminded Black that

Miller stayed at his (Hamel's) house in Alaska during the hearings. Hamel spoke of Miller as if the two were on the same team, fighting Alyeska. Hamel mentioned that he was, "feeding" Miller documents and information that he (Hamel) received from his sources in Alyeska. The same documents that he referred to earlier as being, "stolen." At one point in the conversation about the Miller association, Hamel mentioned that he and Miller were going to, "set up" the president of Alyeska in hearings in a few months. When asked what that meant, Hamel indicated that Miller would be asking questions from memos to which he (Miller) already knew the answers.

6. Black asked Hamel where he thought this whole idea was going. He again said, "when they pay me the money they owe me, I will just go away." Hamel said until then, he and George Miller would make their lives miserable.

7. Hamel showed Black several legal documents which were outlined in another memo, same date. Hamel told me that he had a source inside Alyeska's legal department. He said that someone from Exxon's legal department told his lawyer that he was being photographed. He said he was too old to do anything like fool around on his wife so he was not concerned.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

8. Hamel and Black explored how Hamel could use Ecolit and how Ecolit could use Hamel. Hamel said that only 25% of his data was entered into the computer. It was agreed that Hamel had alot of data and Black had the theory and the two should merge the information.

9. A discussion was held concerning Hamel's close friendship with the Attorney General of Alaska, Doug Bailey, who used to be Hamel's personal lawyer. Hamel said he talks with Bailey on a regular basis and in fact, Hamel's son was fishing with the Attorney General's son as they spoke.

10. There was a discussion regarding Hamel's present lawyer who used to be a lawyer for Alyeska. Hamel said he didn't care if there was a conflict because his lawyer knew the ways of Alyeska and they knew him. He felt that other lawyers would be too harsh threatening to sue, etc. According to Hamel, his lawyer indicated to him that Alyeska was thinking of offering him (Hamel) a job. He said that Exxon knew they could not settle because of the impact on others. Hamel thought possibly Alyeska could give him a "kicker" on some of the land that they are possibly purchasing from him. He said that Alyeska and Exxon don't really know how to resolve that matter.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

11. Hamel indicated that he wanted to work with Ecolit and that he wanted to come visit Miami. He wanted to use Black's mind to give him ideas on how to settle with Alyeska.

12. At approximately 4:00 p.m., Hamel and Black returned to pick up Lund at Management Information Technologies, Inc. The three drove to Hamel's neighborhood for dinner. It was on the way, which was approximately twenty minutes by car, that Hamel opened several letters he had received from Ewell's location. The envelopes were addressed to Ms. Gloria Ewell at that address. While opening the letters in the front seat of the rental car, Hamel exclaimed, "let's see what my sources in Alyeska sent me today." Lund and Black were able to notice that on the back of one of the envelopes was an embossing indicating that the envelope was the personal stationery of Bob Scott.

13. At the restaurant, Hamel and Lund sat in a booth while Black reviewed the attorney/client privileged documents in Hamel's case. Black attempted to dictate enough details so that they would be identifiable later. Hamel said that he would allow Black to have the documents at a later time. Hamel said that Department of Justice Attorneys were trying to determine how they can use the attorney/client documents. For now, they have not reviewed them.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

Hamel said that the Attorney General in Alaska had the same problem. Hamel indicated that George Miller was aware of the information on the attorney/client documents, but was evasive when Black asked if Miller or anyone of his aides had actually seen the information.

14. There was a conversation with regard to the pipeline where Hamel said that holes in the pipeline from corrosion, etc., would not peel back the pipe, but the up and down pressure would cause stress and leaks. This type of break would peel back under pressure. Hamel said that the heat and the weight of the pipe is causing the bridal to sink as the permafrost is melting. He said he had documents and proof of same from his sources. Hamel said that if Alyeska would hire an expert to go out there and check, they would be able to correct the problem.

15. Black asked Hamel about the level of his sources as Hamel had spoken that he had someone at a high level or was at least able to get information from a high level. Hamel often spoke of what went on in the board room, vis-a-vis him. Hamel indicated that he used to have a source at an upper level, but that the person is now affraid. Apparently the person had a problem with taxes and tax

shelters and now owes IRS much money. He needs his job. It is apparently too risky for this person to be associated with Hamel. This person knew that the Exxon's lawyer would call Hamel names at meetings. This person was aware that Exxon's lawyer told Hamel's lawyer that he (Hamel) was an extortionist.

16. After dinner which was paid for by Black, the three walked outside and departed. Hamel walked home from the restaurant which was only half a block away. The total price for the dinner for the three was approximately $72.00, which included one glass of red wine each.

17. Copies of stolen items recovered from Hamel are included with this report.

WBB:jl
427.z

Encls.

THIS DOCUMENT IS ATTORNEY/CLIENT PRIVILEGE

Alyeska pipeline SERVICE COMPANY

Work Request

☐ Emergency ☐ Urgent ☐ Routine ☒ Shop	Date 4-13-90	Work Request Number 311
Originator D. Rymer	Supervisor Doug McCoots	Superintendent
Equipment Description	Tag Number	Line Number

Work Required: FIRE HOSE REEL. SOUTHSIDE OF NORTH SOUTH PIPE ALLEY HAS NO WATER

☐ Electrical ☐ Instrument ☒ Mechanical ☐ Welder ☐ Scada

Note If non-Valdez stocked material is required for this job this work request is to be canceled and a work order written

Action Taken: OPENED HOSE NOZZLE

Date Completed 4/17/90	Technician [signature]	Maintenance Supervisor	Operations Supervisor

Comments: HAD A HELL OF A TIME - FINDING THE SOUTH SIDE OF NORTH/SOUTH PIPE ALLEY

5-16-90 427 [signature] CATS Done

3720 (3/88)

F2R400168

PERFECT EXAMPLE OF 13 YR'S EXPERIENCED OPERATOR

ACTION TAKE & COMMENTS - WERE WRITTEN BY YOURS TRULY!

VBB
S6-30
CH's OSR
427

MEMORANDUM

TO: DISTRIBUTION

SUBJECT: CORPORATE OPERATIONS ADMINISTRATIVE EXCHANGE (COAX), MARCH 27, 1989

FROM: A. T. SMITH

DATE: MARCH 29, 1989

FILE NO.

DISTRIBUTION:

R.F. ALEXANDER	I.L. HENMAN	E.W. MERCER	T.L. POLASEK
K.D. BURKE	B.L. HILLIKER	B.J. MICHAELS	J.F. RATTERMAN
S.D. DIETRICH	W.D. HOWITT	G.M. NELSON	A.T. SMITH
D.J. GERMANY	T.L. JENNE	J.P. NIX	J.P. WELLINGTON
T.C. HEBER	W.M. MCCOY	C.F. O'DONNELL	R.D. WILKINSON
			R.G. WOLK

ADMINISTRATION DIVISION

1. W. M. McCoy

-A 32-port telecommunications controller located at the Valdez Warehouse began experiencing failures on Wednesday of last week. The spare 32-port controller maintained by S&C is currently in use supporting a temporary Projects installation in Bragaw III. A 16-port controller was temporarily relocated from Security to the Warehouse. TransAlaska Data Systems is on site Monday, March 27th, completing repairs to the failed device.

-S&C Operations maintained a staffed data center over the weekend in support of the unusual level of activity in Valdez and to provide rapid response to telecommunications problems. A special schedule was developed for Materials processing, allowing extended access to the System by users while insuring proper backups and the entry of an Oil Spill AFE for the latest Valdez incident.

-System access is being provided to Exxon's Valdez command center through two loaned lap-top personal computers and the recently-installed Anchorage protocol converter.

-Thirty-three Gel Cell replacement batteries for the IPM kva frequency converter that support the IBM 3083 processor have been confirmed for arrival in Anchorage via Flying Tiger on April 7th. Installation will be arranged upon delivery and no later than April 10th.

2. E. W. Mercer - Valdez transformer for Berth 3 repaired and delivered to the Terminal.

05-16-90

2388 (3/81)

F2R400171

OPERATIONS DIVISION

3. J. P. Nix

-Valdez Projects -

- E/W Metering Buildings - Contract bid package has been formulated. Bidding has been put on hold pending return of contracting engineer from Valdez.

- Incinerator Repair - Temporary facilities 100% complete. Old burners were removed and adapter plates are being installed. Mechanical demolition of incinerator internals and externals is complete. Lower 10 feet of brick removed. 85% complete with fab and installation of steam letdown piping.

- Gas Dehydrator - Gas dehydrator skids are enroute from Texas. No ETA.

- Berth Projects - A contract was executed with Morrison-Knudsen Company last week for performing the work on the Berths. Meetings are scheduled this week with MK to initiate their preconstruction planning.

- BWT Reline Inspection - Held coordination meeting with Engineering last week. Draindown planning currently in progress. Development of required materials lists in process.

- Oil Spill Response - Jim McHale was assigned as SPOC to set up a 60 man camp to support the Oil Spill cleanup. In addition, the apartments that were reserved for projects personnel re being utilized by EXXON. We are also supporting them with vehicles and temporary office facilities.

-Deadleg Piping Contingency Materials - Engineering is revising AFE, completion date unknown.

-PS#6 Turbine Fuel Isolation - Engineering active, material priorities and quantities are being established for fittings and piping 12" and over.

-N.P. Meter Replacement - Mechanical installation complete. Electrical installation will be performed by PS#8 personnel.

-N.D.E./Repair of Weld Neck Flanges - Welding complete, machining and metallurgical examination to be scheduled for a later date.

-PS#6 Reinsulation - Excavation of Box B3 continues. Slow work due to frozen ground. Manpower on site: 8 Price, 2 Earthmovers, 3 Ocean Tech.

-PS#2 Reinsulation - Budget was input and construction scheduling has started. 85% of material has been requisitioned.

-Atigun Southside - Estimate has been reviewed and preliminary drawings have been received.

-PS#3 D-2 Piping "Sleeves" - Awaiting delivery of long lead vent valves to make sleeves pressure tight. Painting and insulation will follow.

-River Weight Picker - Materials on order. Fabrication will commence upon arrival.

-Aluminum Man Baskets - Materials are arriving. Fabrication to commence week of 3/27/89.

-PS#6 Reinsulation Brine Piping - Johnson Road prefabrication in process, approximately 75% complete.

-Sleeve Repair - Sleeve lengths and/or quantities are still under engineering investigation. Crews have prepared a 57 foot long sleeve and is ready for transport. Crews are on a semi-stand by basis.

-Unit #2 Stack Repair - Performed internal weld repair of Unit #2 stack. Approximately 30 feet of crack was repaired.

4. T. L. Jenne

-Full Communications to Chandalar by Wednesday noon.

-Telephones now on board tanker EXXON VALDEZ.

5. R. D. Wilkinson

-Daily Throughput - Average pumped to mainline from PS#1 was 1.529 MMBPD. Average daily receipts at PS#1 were 1.525 MMBPD.

-NGLs - Total NGLs received for week was 332,686 barrels. Daily average 47,527 barrels. C_3 volume percentage was 0.32%.

-Valdez Inventory - Weekly average 2400 hour Valdez working inventory was 3,263,854 bbls or 37.4%.

6. H. F. Alexander

-PS#1 - Investigation has revealed that the hydraulic skid in scraper building is causing high gas alarms in the scraper building. This is apparently due to induced electrical noise. Corrective actions are being taken.

-PS#2 - Leak checked manifold valves S1, S2, D1, D2. With the station in isolate pumphouse, the station side piping was depressurized, pressure remained at zero for 36 hours.

-PS#9 - MLU #2 GG replaced after discovering power turbine problems.

-PS#12 - Changed out gas generator #2.

-Pipeline Operations Support - Richards' Enterprises completed Fire Retardant installation in the PLQ ducting at Pump Station 12. The project is 100% complete line wide. Additional service requirement will be checked in 6 months.

All AIME employees who worked for Pipeline Operation Support were terminated 3/26/89. Starting today Pipeline Operation Support labor is with VECO.

7. T. L. Polasek - Status report on EXXON VALDEZ - Oil out to Hinchenbrook. No report on use of dispersants. Discussing opening tanker lanes.

ENVIRONMENT AND ENGINEERING DIVISION

8. I. L. Henman

-Meeting with ADEC re: BWT processing held last week. Resumed meeting scheduled for this week.

-New Hamel/Ott letter re: air stripping proposal received from Quinn O'Connell.

-DOE called to check on oil spill impact on throughput.

-Request for Adjudication and Motion for Stay filed with ADEC on Friday of last week.

9. W. D. Howitt

-Milepost 172.6 Pipe Corrosion - External corrosion up to 212 mils (46% of pipe wall) was identified at MP 172.6. Pipe repair is required and is being planned.

-Crude Tank Water Draw Interface - Conducted a successful test of the Wedgewood Technologies concentration monitor. Good visual correlation between meter reading and apparent oil/water ratio.

-Preliminiary New DRA Product Testing - Testing of new ChemLink/Conoco new DRA product candidates has been rescheduled to begin April 8.

-New MV/10000 Link CRT - A new monitor was installed for the Engineering end of the link into the MV/10000 computer in Valdez.

CORPORATE DIVISION

10. G. M. Nelson - Next Coax Meeting is scheduled on Monday, April 3, at 2:00 p.m.

rlh

CHS DESK
5-16-50
BB
427

MESSAGE NUMBER [illegible] DELIVERED 07 19 85
SENT BY ACH1 14 15 48

MPS FORMAT 927 - ALYESKA SECURITY PASS PAGE 01 OF 02

TO: ACH1:ACH>
SUBJECT: ALYESKA SECURITY PASS
ATTN: SECURITY - MAIN GATE - VALDEZ TERMINAL
LT. STHREVE - ST. PIP MPD - VALDEZ TERMINAL
L. PLANJE - ACTING TERMINAL SUPERINTENDENT
FROM: R. A. IVERSEN - ALYESKA SECURITY ANCHORAGE

PER: B. W. HOEFS & L. PLANJE

THIS WILL AUTHORIZE DRAIG THOMAS [redacted] SEAT MAPLE & MITCHELL

TO ENTER THE FOLLOWING DESCRIBED PREMISES
VALDEZ TERMINAL

(FORMAT 927 CONT.)

MPS FORMAT 927 - ALYESKA SECURITY PASS PAGE 02 OF 02

SERVICES AUTHORIZED: NONE

TO BE CHARGED TO: N/A

FROM THE DATE OF: JULY 24, 1985

AND DEPARTING ON: JULY 24, 1985

ADDITIONAL COMMENTS: PURPOSE - ANNUAL OIL MOVEMENTS AUDIT. WILL MEET MR. HOEFS, MR. FRAZIER & MR THOMAS OF ALYESKA OWNERS AUDIT AS WELL AS MR SAVAGE OF EXXON. [redacted] THIS MESSAGE JUST A COURTESY NOTE.
// KATHY CHARLEY / ANCHORAGE SECURITY

CC: J. P. WELLINGTON
E. J. KIML
R. S. KOSLICK

(END)

F2R400178

MESSAGE NUMBER 85072343C39 DELIVERED 07 Jul 85
14 32 32

TO ALYESKA COMPANY MESSAGE PAGE 01 OF 02

MESSAGE PLEASE POST
JULY 25, 1985

AT THE SITE. WE UNDERSTAND MANSFIELD'S CONCERN ABOUT THE UNIDENTIFIED MATERIAL ON HIS PROPERTY, AND ARE COOPERATING WITH HIM TO IDENTIFY IT AND DETERMINE WHAT ACTION MAY NOW BE NECESSARY.

SIGNED ANCHORAGE PUBLIC AFFAIRS DEPARTMENT.

F2R400179

REPORT OF INVESTIGATIONS
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: RICK LUND

DATE: MAY 16, 1990

RE: 427 - NOTES ON MEETING WITH HAMEL

At 1:15 p.m., Lund and Black arrive at the residence of Hamel in Alexandria and are admitted to Hamel's residence unsupervised while he returned upstairs for a lengthy telephone call. Black peruse several piles of Alyeska documents collecting blank examples which are exemplary of the nature of material being obtained covertly by Hamel.

Hamel upon completing his telephone call participated with small talk, briefly at which time all parties left and travelled to Washington, D.C. to meet with MITI representatives concerning software being used for his analysis of Alyeska documents. Lund posed as a interested technical buyer of their product. At the end of the afternoon upon completion of the presentation material Hamel agreed to supply Ecolit a copy of this analysis software on a contingency basis. During the sales presentation and demo of the software Black and Hamel left to talk privately concerning Hamel's sources in Alyeska. Upon return to MITI, Lund departed and drove Hamel to his residence where he collected his bill fold and subsequently Lund, Black and Hamel travelled to a restaurant, where

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Black was permitted access to a litigation size case full of legal documents obtained by Hamel from a source in the law department of Alyeska. Black dictated subject content from a private table while Lund and Hamel ate. Upon Black joining Lund and Hamel, conversation progressed between Black and Hamel about his sources and utilization of the sources with Congressman George Miller (D), California. Miller is the Chairman of a subcommittee on energy issues claiming jurisdiction over Alyeska matters. Hamel confided that he met and learned about Miller due to some of his interest in terminal operations and environmental issues. He developed a relationship with him whereupon he supplies information to Miller based off of the stolen documents from Alyeska. This inside information is utilized to query witnesses before the subcommittee in a manner which lets it be known that there are adverse parties providing inside information. Hamel feels he believes Alyeska knows he is responsible for this information which is a matter that he seeks satisfaction in knowing. Hamel further states he is aware of times that inaccurate statements had been made by Alyeska witnesses which he was readily able to refute and pass back to committee members. Hamel eluded to the fact that any inaccurate statements brought out in prior testimony would come back to haunt the company in hearing scheduled to take place at an undesignated time in the future.

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Hamel further spoke at length about certain attorneys representing Alyeska alleging he is extorting the company for a cash settlement. Hamel danced around the semantics of extortion stating that he merely wanted a cash settlement to replenish what he had been deprived in doing business for the past 11 years. Should this cash settlement not be forth coming, if Alyeska executives knew what he were planning Hamel felt that the executives would be more than ready to settle any matters or grievances brought by Hamel.

Hamel agreed to provide Black with copies of documents which he is in possession of and agreed to fax correspondence between Miller's office and the Attorney General of the United States, Thornberg.

Hamel advised Lund and Black that he had been told by the General Counsel of the President of Exxon that mid-level security people had arranged to place Hamel under surveillance and that he was being video taped in an effort to get something on him. He felt that this was feuter effort because he does not engage in infidelity with his sixth wife. It was apparent that news of the investigation has possibly leaked through many of Hamel's high-level contacts in the industry.

RCL:jl
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PAUL, HASTINGS, JANOFSKY & WALKER

A PROFESSIONAL CORPORATION INCLUDING PROFESSIONAL CORPORATIONS

PRIVILEGED AND CONFIDENTIAL
ATTORNEY-CLIENT COMMUNICATIONS
ATTORNEY WORK PRODUCT PREPARED
IN ANTICIPATION OF LITIGATION

MEMORANDUM

TO File - TAPS

DATE January 15, 1991

FILE NO. 18970.50899

FROM Dorothy Y. Kirkley - ATL

COPIES TO

SUBJECT Phone Interview with Wayne Black

On December 10, 1990, I spoke with Wayne Black of Wackenhut by phone to follow up on some specific questions that have arisen since our first interview with him on November 6, 1990. Several times during our phone conversation he questioned Rick Lund about questions I was asking him so the following includes additional information from Lund as well as from Black. The following is my summary of my recollection of the phone interview with Black and my mental impressions, conclusions, opinions and legal theories based on our interview.

Black advised that he had spoken with Hamel as recently as approximately two weeks ago. He said that Hamel was persistent in trying to make contact with Black (acting as Wayne Jenkins). Black has told Hamel that he is going to work for a friend's insurance company and to get out of the environmental litigation business. Hamel expressed his displeasure with that and said that he would try to get Miller to subpoena Black as a way of

FARSOOOS,

555 South Flower Street, Los Angeles, CA 90071 695 Town Center Drive, Costa Mesa, CA 92626
1299 Ocean Avenue, Santa Monica, CA 90401 133 Peachtree Street, N.E., Atlanta, GA 30303
1050 Connecticut Avenue, N.W., Washington, D.C. 20036 One Canterbury Green, Stamford, CT 06901
9 West 57th Street, New York, NY 10019 4-3, Toranomon 1-chome, Minato-ku, Tokyo 105

EXHIBIT 59

keeping Black "in the business". Black told Hamel that he really did not have anything to tell Miller because Ecolit had only just begun when its operations were shut down. Hamel agreed with that statement and has not pursued the idea of a subpoena from Miller.

We talked about how Black and Lund obtained the copy of the computer software which had been developed by MITI. I questioned Black about the unsigned May 17, letter from Jenkins to Ewell concerning the software. Black said that this letter had been written at Hamel's suggestion and essentially using Hamel's language after Black had received the software and been billed for it by MITI. However, as we discussed the chronology, it became obvious that this could not be the proper sequence of events. Lund volunteered that in fact, Wackenhut did not receive the software until several weeks after May 17. Lund believes that the software was sent UPS but he does not recall specifically and has no record of the date on which it was received or the method by which it was sent. Black does not recall whether he ever sent the letter by mail or otherwise to Ewell/MITI. He does know, as the file indicates, that the letter was faxed to Chuck Hamel.

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Lund says that immediately after Wackenhut's receipt of the software program, Ecolit began to be billed for it. He said Ewell sent the bills by U.S. Mail, that they were for $6,000 for the copy of the software program and that the bills were not maintained by Wackenhut.

With reference to communications generally, Black stated that he communicated with Wellington by Federal Express, fax and phone. With Chuck Hamel, Black communicated by fax and phone but not by U.S. Mail to his recollection. It is Black's belief that the U.S. Mail was used for routine matters only, such as the payment of bills to operate the undercover offices.

Black understood that Hamel was an investor or stockholder in MITI. However, Black did not know the exact nature or percentage of Hamel's interest. Black said that Wackenhut checked State of Virginia records for the incorporation of MITI and was unable to locate any records of incorporation.

Dorothy Y. Kirkley
for Paul, Hastings, Janofsky
& Walker

DYK/leg

(5 0) PC#135/TAPS/01-15-02 MEM

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: MAY 16, 1990

RE: REVIEW OF STOLEN ATTORNEY/CLIENT DOCUMENTS IN HAMEL'S POSSESSION

The following was dictated from the ECCO Pizzaria next to Hamel's house.

As I reviewed documents that Chuck Hamel allowed me to review and tape record while he and Rick Lund ordered a meal.

The first document is an Alyeska Pipeline Service Company document that appears to be on letterhead from the Anchorage Office at 1835 Bragaw Street, Anchorage, Alaska 99512. It has the telephone number and the telex at the top. The document is dated May 26, 1989, and is addressed to a group of lawyers.

A paragraph starts at the bottom of the page. The lawyers names are A.S. Tabor, E.A. Pace, G.E. Davis, A.G. Melas, P.S. Bilgore, J.R. Kinzer, and R.A. Johnson, who at that time was apparently Chief Counsel, BP pipeline. The letter is from Alfred T. Smith, General Counsel. The letter starts:

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EXHIBIT 60

"Dear Legal Subcommittee Members; Herewith and ana of legal memoranda prepared by Gibson, Dunn, and Crutcher or subjects of import to the defense of Alyeska and owner companies and from claims arising out of the Exxon, Valdez oil spill. As additional memoranda are generated, we will continue to update those volumes. Of particular note, the memorandum on

is anticipated June 12th."

Inside this document is a memorandum dated May 22, 1989. Under the date is number T-01207-00001. The memorandum is directed to Charles C. Ivie from Cheryl D. Justice regarding inventory of legal research. In the lower left hand corner of page 2 of this memo are the numbers (0624n). This document is 3 pages long and is copied to Robert S. Warren, Esq. and Robert W. Lowen, Esq. The last paragraph on page 3 of this document is on going research. It has two paragraphs number 22 and 23.

Number 22 is

Following that there is a blank page followed by an April 6, 1989, memoranda to Larry L. Simms, Esq. from Philip H. Rudolph, re

This memo

which sites cases is approximately 7 pages long. At the lower left hand corner of page 7 are the words Lawp:0352x.

This documents contains several other memos as follows: One dated April 7, 1989, serial number T-01207-0001, to Larry Simms from James Doda, re: This memo is approximately 14 pages and was distributed Larry Simms, Richard Dashefsky, Robert A. McConnell, Philip Rudolph, David A. Paine, Scott B. Bolinger, Lory Wilkerson and James Doda. There are numerous other memos that I don't have the time to review right now. Most are to Simms, one is from Scott B. Bolinger, regarding

An April 18, 1989, memorandum from Richard Brener to Robert S. Warren, Esq., regarding

A May 18, 1989, memorandum from Thomas Piccone to Pamela A. Ray, Esq., regarding

It should be noted that this document as well as some of the others are marked Privileged and Confidential. There is also an attorney work privileged indication.

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There are also Gibson, Dunn and Crutcher memoranda to Robert S. Warren and Charles C. Ivie. The aforementioned documents are in the one package with the May 26th cover letter and are approximately an inch and a half thick.

The second pack of documents are stamped confidential. This is a memorandum from Thomas M. Piccone to Robert S. Warren, dated June 23, 1989, regarding _

The third set of documents is dated June 25, 1989. Under the date there is a serial number T 01207-001. This memorandum is marked confidential. It is to Robert S. Warren, re:

This document is approximately 11 pages long. In the lower left hand corner near the typist initials or where they should be there is LA:91511i, under that there is an SF:3177P.

The next group of documents is a memorandum to Robert S. Warren, dated June 28, 1989, Re:

This is a 62 page document which sites case law and discusses theory. In the lower left hand corner of this document there is (0835N).

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The next document is a June 29, 1989, to Robert S. Warren and Charles C. Ivey from Document Revies Team, Re:

This memorandum is marked on each and every page at the bottom, Privilege-Attorney Work Product. This document is approximately 53 pages long with an addendum entitled

A June 29, 1989, memorandum to Robert S. Warren, Re:

This memorandum also has an introduction and is 84 pages long. It is also work product privileged. There are control numbers on the lower left hand corner of some of these pages indicating (1141n) the 83rd page has 1167n as does the 84th page.

The final document provided for review, but not copied by Hamel is entitled Attorney Work Product Privilege and Confidential. The title of the document is actually

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This document has a table of contents and basically talks about

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MEMO

TO: RICKI JACOBSON

FROM: WAYNE BLACK

DATE: MAY 18, 1990

Get the National Journal not the National Law Journal, but the National Journal from Washington and find out if it has Charles Miller's bio in there and see if you can get me a copy. What I really want to know is he a lawyer and in addition, the Congretional Quarterly, it has a directory of congress. You can get this in the library.

Find out everything about Miller and his present committee.

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EXHIBIT 61

A-01-SPI01-35

Daily Activity Report

Date 5/21/90 mor.

Name RICKI JACOBSON				SSN [redacted] Initials RSJ Approved	
Case	Start	Stop	Total	Activity	Rate
427	9:00	12:00	3-	RESEARCH AT MIAMI-DADE	
				PUBLIC LIB. MAIN BRANCH,	
				RE: George Miller	
				COPIES - $3.80 -RJ	
427	12:00	12:30	.5	DROPPED OFF COPIES OF	
				ARTICLES TO BILL RICHEY RE:	
				GEORGE MILLER -RJ	
				PARKING $1.00	
427	12:30	1:00	.5	Work at UC off -	
				faxed letter to C.H -RJ	
427	1:00	1:15	.25	researched Hamel vehicles -RJ	
427	1:30	1:35	.10	Call to UC off -RJ	
427	2:30	4:15	1.75	Inventory trash screen RE: Scott -RJ	
427	4:15	5:15	1.	pick up materials from UC	
				off. RJ	

Total Hours 7.10

Hours Rate 1 _____ Hours Rate 2 _____ Hours Rate 3 _____ Entered By / Date _____

MEMORANDUM

TO: WLR & JG

FROM: Jay S. Marks

DATE: June 11, 1990

RE: Ethical ramifications of counseling a client who seeks to conduct electronic surveillance or who seeks to engage another to do so

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Issue Presented: whether an attorney may ethically counsel a client to conduct a lawful surreptitious intercept of communication

Conclusion: Although the Florida, Maryland and District of Columbia Bars have not issued opinions on the question presented, the Virginia State Bar has declared that it is unethical for a third party's attorney to suggest to a client that it would not be improper to intercept a third party's phone communications even when the client authorizes a private investigator to conduct the intercept. As demonstrated by the discussion below, the various state bars hold highly divergent opinions on this issue. Therefore, it seems to be in the best interest of our firm not to initiate the suggestion to the client regarding even lawful electronic surveillance. Rather, it is in our best interests to proffer legal and moral counsel in response to the client who suggests the use of surreptitious electronic surveillance.

Discussion: From the divergent ethics opinions of the various state bar associations, four possible scenarios emerge:

1) Client approaches attorney and asks attorney about the law regulating electronic surveillance; attorney then counsels client on legally permissible methods of electronic interception; client hires a private investigator or personally conducts the surveillance.

2) Attorney suggests to client that lawful electronic surveillance would serve client's interests; attorney advises client on the legally permissible methods of electronic surveillance; client hires a private investigator or personally conducts the surveillance.

3) Attorney suggests to client that lawful electronic surveillance would serve the client's interests; attorney then contracts a private investigator to conduct the interception.

4) Attorney conducts the interception.

ABA Informal Opinion 1370 (May 2, 1975) declared that the "recording, at the instance of a lawyer, of [a] colloquy between an investigator and a sales clerk" (emphasis added) was unethical when the sales clerk was unaware of the recording. The exact meaning of "at the instance of a lawyer" remains unknown but presumably it proscribes Scenario No. 3 (above) given that the Informal Opinion also states "The lawyer's conduct in recording the colloquy or causing it to be recorded . . . is unethical." Thus, the ABA's informal opinion affords the impression that it is unethical for a lawyer to contract with a private investigator to engage even in lawful electronic interception.

The New York State Bar, however, declared that it would violate no disciplinary rule if a lawyer, in response to a client's request for advice, counseled a client concerning the recording of a conversation between the client and a third party to whom no notice is given. Opinion 515 (12/27/79). The New York State Bar Opinion also made it clear that prosecutors and defense attorneys ethically may record conversations if engaged in a criminal case.[1] The New York City Bar has a similar provision for prosecutors and criminal defense attorneys.[2] Thus, in civil matters, the New York State Bar approves of Scenario No. 1 (above), in which the attorney merely advises an inquiring client on the legal rights and wrongs of surreptitious interceptions. Scenario No. 4, explicitly prohibited by ABA Formal Opinion 337 in civil matters, is permitted in criminal cases under certain circumstances. However, in the District of Columbia, a lawyer representing a suspect in a criminal investigation may not secretly record an interview of a witness who is represented by counsel unless the witness's lawyer consents to the interview as well as the recording. Opinion 178 (1/20/87).

In accord with the ABA Informal Opinion 1370 and the New York State Bar, the Virginia State Bar has declared Scenario No. 2 unethical. In the case of Gunter v. Virginia State Bar, Va. Sup.Ct., 890473, (Nov. 10, 1989), the attorney suggested to the client that it would not be improper to intercept the client's wife's phone communications. The client authorized a private investigator to conduct the intercept. The Virginia Supreme Court affirmed the attorney's 30-day suspension for violation of DR 1-

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[1]As long as: 1) one party to the communication consented; 2) the recording was not for the purpose of committing a tortious or criminal act; and 3) the recording was to obtain evidence reasonably believed to relate to the commission by another party of any serious crime. Opinion 515 (12/27/79) citing Opinion 328.

[2]Opinion 80-95.

102 (A)(4). On the criminal side, Virginia State Bar Opinion 848 (10/9/86) advised that it was unethical for a criminal defense attorney to assist his client in recording conversations between the client and the client's co-defendant in the hope of obtaining a confession of guilt from the co-defendant. Nor may the lawyer request an investigating police officer secretly record such conversation.

Formal Opinion No. 30 of the Hawaii Supreme Court Disciplinary Board states that "no lawyer should record or cause to be recorded any coversation, . . . without the consent or prior knowledge of all parties to the conversation." The opinion seems to preclude Scenario Nos. 3 and 4 from the realm of ethical conduct, but is silent as to whether the lawyer may advise the client on the propriety of lawful electronic surveillance.

Alabama joins Hawaii in prohibiting a lawyer or his investigator from recording the communication of a witness or potential defendant without consent of all parties to the conversation. Opinion 84-22 (undated). Similarly, Alabama has not passed on the issue of whether it is ethical for the lawyer to suggest the use of electronic surveillance. Nonetheless, a lawyer whose client obtains evidence as a result of an illegal wiretap may introduce that evidence at trial only if the evidence is legally admissible and the lawyer has not counseled or assisted the client in illegally obtaining the evidence. Opinion 89-20 (3/3/89) (emphasis added). Thus, a "maverick" client who obtained evidence through the use of an illegal electronic intercept could ultimately help the attorney at trial, as long as the attorney is not tainted by the illegality of the client's conduct.

A lawyer subject to the Rules of the Kentucky Bar may not even suggest that a client secretly record a conversation with a third party regarding a civil matter. Furthermore, a lawyer is forbidden from recording any conversation directly or indirectly regarding a civil matter without the prior consent or knowledge of all parties to the communication. Opinion E-289 (Sept. 1984). The precise meaning of "indirectly" remains unknown. Thus, Kentucky explicitly forbids Scenario No. 2, while explicitly permitting attorneys to advise clients on the legal and moral ramifications of electronic surveillance, i.e., Scenario No. 1.

Surprisingly, the Utah State Bar permits lawyers to record communications surreptitiously. Opinion 90 (undated). According to my research, this is the only jurisdiction that has rejected ABA Formal Opinion 337 categorically.

Finally, the State Bar of Arizona issued Opinion 88-08 (10/24/88) which, although not on point, references Request 986 made by an Arizona attorney seeking guidance on the issue of whether it is ethical for an attorney to record conversations

surreptitiously in a criminal matter. A thorough search of all reporters of state ethics opinions has not yielded the response of the Arizona Bar to this request.

Issues for Further Research

1) Attorney X, physically present and licensed in State A, violates a disciplinary rule of State Bar B by advising his client in B to conduct lawful electronic surveillance. X's conduct does not violate State Bar A's Code of Ethics. X is not licensed in B. Is X subject to discipline in A, B or both?

2) Same facts, but X is present in B when he dispenses advice to client.

3) Same facts as 1) but X is licensed in both A and B.

JSM/kg
6/11/90

PRIVILEGED ATTORNEY/CLIENT INFORMATION
PRIVILEGED WORK PRODUCT INFORMATION
CONFIDENTIAL AND PERSONAL

TO: DISTRIBUTION

FROM: WAYNE B. BLACK

DATE: JUNE 5, 1990

RE: CASE BRIEFING MAY 23, 1990

On May 23, 1990, a briefing was held in San Francisco, California. Present was Pat Wellington, Alan Bernstein, Roger Iverson and myself. San Francisco was chosen because it was a central location in the country where the attendees would be at about the same approximate time.

A detailed briefing was held with regard to the status of our investigation thus far. Executive summaries and investigative plans were distributed, one to each attendee. A master file was given to Mr. Wellington which contained a recap of each and every memo and exhibit in the investigation thus far.

There was a discussion held regarding Charles Hamel mentioning George Miller (D California). Hamel had mentioned that he frequently spoke with Miller regarding his (Hamel's) findings. At the same time, Hamel would mention that for $18 million and the other things he wanted, he would simply go away and forget the whole thing. We discussed Hamel involving Miller in great detail. It was obvious to all present that George Miller had a fine

reputation as a long standing member of Congress. It was felt that Hamel may be puffing when he mentioned that he spoke with George Miller. It is probable that Hamel is only speaking with one of Miller's aides as he had told me originally during our first conversation by telephone.

It was reiterated that our original directive in this investigation, other than the communications technology work performed by Rick Lund, was to investigate the theft of proprietary information from Alyeska. Proprietary information that is protected by Alyeska's standard operating procedure and internal non-disclosure agreements. Additionally, all agreed that we would focus on Hamel's allegations that he had illicit sources inside Alyeska's legal department which provided him some of the attorney client privilege information now in our hands as exhibits.

The legal cautions prepared by William Richey and Jonathan Goodman were also discussed in detail. It was agreed that the firm of Richey, Munroe, Fine & Goodman would be continually consulted as the investigation progresses for the purposes of rendering legal advice. William Richey and Jonathan Goodman would be added to the

disclosure list as they will receive copies of previous and future reports of investigation.

WBB:jl
427.qq

cc: Pat Wellington
Roger Iverson
Alan Bernstein
TWC - Legal
William Richey, Esq.
File

DRAFT

TRANSCRIPT OF TAPE RECORDING DATED JUNE 21, 1990

BLACK: It is now 1;15, I just received a telephone call from **CHUCK HAMEL, HAMEL** is downstairs, he forgot my room number and he is on his way up.

THERE IS A KNOCK ON THE DOOR, CHUCK HAMEL ENTERS THE ROOM WITH WAYNE B. BLACK.

HAMEL: How are you?

BLACK: Welcome. .... How am I? ... well actually I've got some kind of a flu.

HAMEL: You haven't even eaten your breakfast yet.

BLACK: I'm trying to keep from going crazy, have a seat, in fact we even... some kind of junk, some kind of.....

HAMEL: Traveling too much, working too hard ..... **[HAMEL GETS UP AND PARTS THE CURTAINS AND IS LOOKING OUT THE WINDOW]**... well at least get some light, for God's sakes, your here in the dark your going to get the creeping crums [?] from the dark,

BLACK: Oh yeah, well the sun was killing me a little while ago

HAMEL: What are you hiding from, look at that, it's beautiful, spectacular, theres an airplane taking off.

[HAMEL SITS DOWN AGAIN]

BLACK: I had a vegetarian meal on the plane and I've been vomiting all morning ... what it is but... I had no time to...Eastern airlines put it on there...., so what's going on with you

HAMEL: Not much, what are you doing up here?

BLACK: Just meetings, just meetings, I'm expecting some calls I'm trying to coordinate some things

HAMEL: Meetings...and .....

BLACK: Pending lawsuits, got one in Virginia and just doing some things, doing some last minute interviews with people, I've got a couple of guys out doing things, they call me and I try to arrange things for them....

HAMEL: Environmental stuff or what....

BLACK: A couple of them are yeah, a couple of them are, it's pretty neat, pretty neat stuff, mostly out of Louisiana but their filing class action suits here...

HAMEL: What kind of stuff?

BLACK: That Louisiana mess down there, it's a long story but basically Exxon has a ...I know that you like all that.....Exxon has two or 3 other companies apparently that they call sub-contractors but they say "they're really nothing to us, there's no master/servant relationship and their doing all these things and we're not responsible", and so we interview the company and we say who do you get your work from and try to show that relationship, so thats basically what were doing and so....

HAMEL: Health stuff though...

BLACK: Health related things...two well poisonings, this is about two or three years old and were just getting to it.

HAMEL: Well I got a phone call yesterday from Region 10 from Ray Nigh who is the air quality guy, and he was very nice, he

called to tell me, to brighten my day, that he just issued a violation....a notice of violation against Alayeska.....for air quality and that the Alayeska attorney called him to try to talk him out of it to try and work together.....and it is going to be adversarial. For 2 years I gave that information in, in 10/87 I gave it to EPA in 85 back in 10/85, they did nothing with it, wouldn't even talk to me, I came back in 87 but I gave it to the Senate as testimony that the air quality....and EPA Robbie Russell... and ran into Region 10, responded to Senator Van Johnson on my testimonial, "What do you think about it" and he said "Well I don't know, this is what Calso says", and....Calso said "they haven't had a chance to look into it, but they don't think that CHUCK HAMEL is correct and I don't think so",- why would he say all that, I mean, he you know, all he had to say was I haven't had a chance to look at it, but why would he say, you know, it's his impression which I am correct, well shit, it turns out I was more than correct, and, uh, so far their spending about 200 million in corrections, but now their going to know it's a violation....

[the phone rings and BLACK gets up to answer it, HAMEL stops speaking, BLACK hangs up and the conversation continues]

HAMEL: Is that an out of town pager or a local pager?

BLACK: Oh, thats an out of town, thats a Miami one that I always

bring with me and I ...into it

HAMEL: Oh Yeah I mean but they can call you here with it?

BLACK: No they can't thats a Miami pager....You want a coke? Would you like to order something?

HAMEL: Well, Whats your schedule now?

BLACK: I've got, I've got three more calls that I've got to get....

HAMEL: Right, and then where you going?

BLACK: And then I can leave the room for a while and then I've got another, I've got some people coming over here at 6:30.

HAMEL: I have a 3:00 with an investigator, why don't I order something to eat up here, is that okay?....

BLACK: Sure...order whatever you want...help yourself....

HAMEL: ....and then I can get out of your hair.

BLACK: 3:00 with what investigator?

HAMEL: I hired one of those private eyes.

BLACK: You hired one?

HAMEL: Yeah but just a local guy...

BLACK: On your....

HAMEL: Yeah....he also runs a courier service and when the courier guy was missing the other day, a whole day missing.....the courier employee didn't show up, but he also had a family problem so he went away for six days and now he's in the middle of some big job for this metropolitan lease.....so, so anyway, I can't ask what

you ate because.....

BLACK: I'm gonna have some soup, but I had something here late last night and pretty much everything is good.

HAMEL: [IS READING THE MENU] We are offering additional specials to celebrate an Asian occasion highlighting the Hyatt Hotels food and beverage...motion feature.....**[STOPS READING THE MENU]**....What kind of soup do you want to have?

BLACK: I'll have some chicken soup again.

HAMEL: **[IS READING FROM THE MENU AGAIN]** .....Mexican breakfast....

BLACK: I'm telling you it was a vegetarian meal on the plane Chuck, it almost killed me.

HAMEL: I don't eat on the airplane.....I have an egg salad sandwich always at the airport restaurant, I get a box to go and I get on board and I eat it while were being treated and everyones waiting to get organized...and then I....a glass of wine...by the time they feed you your all screwed up, you know you haven't got your nap, so an hour later the rest begin to drink ....and then your overweight, I'm not overweight...I got.....you haven't said anything I've lost all this weight.....

BLACK: How much have you lost?

HAMEL: 31

BLACK: Really? How you doing it?

HAMEL: Not eating, but I'm gonna break down right now and have something....soup...they used to have a little candy

bar.....bacon cheeeseburger you know I live for that

BLACK: Allright... **[GETS UP AND TAKES MENU FROM HAMEL, WALKS OVER TO THE TELEPHONE TO PLACE AN ORDER WITH ROOM SERVICE]**

HAMEL: No, no but I'm not gonna have it, I live for that but I can't do that

BLACK: What do you want?

HAMEL: A bowl of soup.....

BLACK: Okay.

HAMEL: ..and crackers, chicken noodle is allright but if they've got a more interesting soup I'll have that...

BLACK: And what do you want to drink?

HAMEL: Oh, a diet pepsi.....

BLACK: **[BLACK IS NOW TALKING ON THE TELEPHONE ORDERING SOME FOOD]** ...Hi, this is Wayne Jenkins in 956, what kind of soup do you have today? **[SAYS TO HAMEL]** Chicken soup and .....

HAMEL: Chicken soup and a diet sprite or 7-up

BLACK: **[IS NOW ORDERING]** 2 Chicken soups, diet sprite or 7-up, and some crackers...**[SAYS TO HAMEL]**...you wanna split a BLT?

HAMEL: I shouldn't but I will.

BLACK: **[ORDERING]**...Okay, and a...one bacon lettuce and tomatoe...yes....and I've got a pepsi from before.. ..thanks...956 Jenkins...great...thank you.

HAMEL: The bacons not going to do you any good.

BLACK: Well hell I need to put something in my stomach other

than soup.....you hired a private eye to find out who...the garbage....

HAMEL: Well wouldn't you do that, what would you do?

Oh yeah, well I'd probably shoot somebody.

Well I just want to find out who and then I'll go do my thing, but uh, I wouldn't do any well finding out myself.

Uh, I did ...duplicate of the car registration and what not..

BLACK: Who was it?

HAMEL: Uh, it's a guy in his forties, but we haven't seen the car yet so all I want from the private eye is to go and find the car and go verify the address, cause it doesn't show the color on the registration and what not, and uh, the car belongs to a David and Barbara Wait and their 42 years old and they have a four door Nissan, a grey Nissan but theres no young kids, and the neighbors, the neighbor nextdoor....he told the private eye they don't have any blonde haired 24 year old looking, so right away the private eye figures that I got the wrong number. Well I'm a big boy, I tell ya I'm amazed how I transpose things and I do a lot of things.....well I'm sitting in a car with a piece of paper and a pencil and a camera and I'm trying to get the license tag and I'm trying to take a picture I'm going to make damn sure of the license tag when I write it down that I didn't make a mistake. Now, that ....tags and a lot of things could have happened, but the car could have been in the garage and they used

the tag, the whole thing doesn't make sense, a young kid with a nice red two door coupe, that looks like a young kid, two door coupe so it could be his aunt and uncle or his parents or something, anyway, I'd expected by now, it's been a week, I'd expected by now he had found out the kind of car and what not but....the way he makes his money I guess he, he sat up the other night to do...a block from..sitting and watching, and then he had a motorcycle guy at the other end of the street.....between the two of them.....then I guy came buy and picked up.... the mistake I made is he talked me into leaving my garbage inside my property line, which kind of probably shyed him away if they hadn't already seen it, uh..as it was, so I should have just put it where it belonged and not do anything unusual like that....I stayed up half the night myself trying to watch the thing, so it's not worth the...and the effort, and we're not getting anywhere this way, so I'm having a meeting with him at 3:00 because I told him I want a real investigator and he must know who they are, he's a form of a marshall....., and I don't mind their working under him for all I care but I want a real investigator to go do something....what he did do for me was he did some checking in theres an attorney, ... I think his name is, who during the pipeline when the.....came up.....he did the investigation for them, for both the federal government and ..... I don't understand how he could work for both but he did

and he's an attorney, and then came the point where the state and, I guess it was the state, and uh ..Task..... .....who'd you work for, he didn't work for.....and he....to work for Task (?) in the future.....Secondly, he has a history of picking up trash.....after the investigation .....for international investigations .....so he does more of that aspect of..... law.....and he's been working for Task (?) ....on a regular attorney.....and, uh, he had the guy with him named Scott Armstrong, who was famous attorney during Watergate, he got fired by the House and Senate Committee for..... and he got a year law degree, a year towards a law degree and he didn't finish and he wrote the President (?) .....so he may have been one of the.....in the first place and then he considers himself a great private eye and he uh joined ..... as running the.....investigative with the attorney, and he when he did the.....he had a history of trash, of trash.....I, the relationship I see is that if I didn't know any of that, all I know is that the attorney for Alayeska for the regulatory work, for getting the pipeline in the first place .....and thereafter, and every problem they have he's involved in, he uh, he works with the chairman of every task force thats been uh .....everytime they ..... they

form a task force to cope with me and the government and he's the attorney for all that stuff, the..... .....and he's uptight because their pist at him the owners now..... this is bad judgment because.....at the point where some of the owners want to deal with it..... they don't.....but he could handle it....known him for twenty years.....Christmas cards, the family Christmas cards thats how long they've known each other from, way back when and uh, uh but he's uptight because their pist at him for, if he had not taken a ....met the fishermen when they had showed up .... the fishermen are nothing but puppets.....puppeteers and that kind of stuff but he thought he was going to win and he thought he was going to get EPA because he had them in his pocket..... and now it's 9, 10 years later and still the permit has not been issued, he has a temporary permit so I, when your make your A....companies B and your pipeline is making a billion dollars a year, thats the kind of mistake you don't want to make because everybody says now if it wasn't for me, way back when, when the.....the government and everybody spoke ..Alayeska, nothing about Alayeska would have been known, then come the Exxon Valdez, in fact it didn't even get out there in time.....national thing, you know the way it is, and nobody would have realized.....a thing was

going on, and now the big corrosion issue.....
and I'm getting all this credit for it from the owners
and shit, Ricky.....that function in Juneau last month
where the owners were there and they never show up and
nobody knows who they are.....
the Exxon guy and the chairman...and they uh they had a
cocktail party for the members of legislature there, to
work them over.....
.....
.....and Ricky crashed the party, she found out about
it but they didn't know how to kick her out so she had to
stay and each owner met her and each one, it was a two
and a half hour deal, and each one.....
.....two and a half hours, and each one would
say, you know.....causing so much problems for.....
.....and the joke she said they had with her,
.....they were all saying the chairman of the whole
thing was....Girabaldi (?).....was making a joke with
her.....get out of
the way cause they all knew that she worked with me.....
..... they made a
joke and she.....Ricky
the .....wouldn't stop feeding all the lies to the
press.....so
anyway, all that keeps telling you, of course, is that
their uptight, and then their attorney, ...attorney
is talking to my attorney and ..going to Harvard together

and what not, talking about you know is there some way of making peace with me but they don't know how and they were hoping I had some ideas, ... that simple, they have two things to do, 1 - pay me for the damage that they owe me and secondly uh let ...health plan for the employee, meet my lawyer ....in Seattle and in Anchorage and my message to them is that they don't want to give me credit for the stuff cause their going to send somebody else to do the same thing ....and no one.....but you know, I was successful at it and they'll make some other guy do it too..... anyway, but their afraid of that so I said fine, all they have to do is uh, is uh, do the health plan with George Bush,..... make it a deal that he and they work out for their employees and give him credit, I don't need that credit, I just want.....I'm not giving out without the health plan, and they know that and that drives them nuts.

BLACK: So basically, the two things you are asking for is to pay you what they owe you and do the health plan.

HAMEL: If I'm cleaning up the rest, thats part of the deal too. I mean I'm going to identify some of the things that they better clean up or that I couldn't get out if they don't clean up anyway. For example, they just announced a couple of days ago the number the .....

discovered that the air quality in the Valdez .....so destroyed by the air vapor that they estimate one in ten thousand chance of .... cancer in the town, not the workers, nobody's talking about the workers, nobody cares about the workers. It's just in the town which is nine miles away from the emissions from here I mean that is a long way... and if your living in Texas and you know that your within a mile and a half, you know living a mile and a half from the refinery and your more than....but living nine miles away, across the bay, thats because of the structure of the mountain and all that kind of stuff. And the emissions, I mean hell the emissions from their uh, from the tankers alone is double what the Exxon Valdez does to (or dumped in) the bay for a year and I you know, there was no reason for it, each tankers got a pipe to recover the vapor, when they get to California by law they have to use it and uh they just don't want to bother themselves cause their in and out - time to hook up the pipes, time to hook it up ..... hurry, hurry, hurry to put on the pipeline ..... go to the security of the navy, so they uh, they are gonna, the EPA is going to force them to do vapor recovery and their going through the motions so meanwhile the owners have already picked up.....the owners have already decided to do it and they told Ricky that they were up on that one and they are going to uh, their going to flare (?) beginning ..... but it's going to

cost them a fortune to put in the piping and what not cause they have to do it in a rush and .... the summer time....but they started doing things right when they realized they were caught.....you've got to hang those guys over the edge of this window and their gonna shove you or they won't do it, so anyway that's my old number (?). And, uh.....

BLACK: Do you see the end in site though for you, and uh, is your lawyer happy, does it look like the negotiations are going well?

HAMEL: Well, theres no real negotiations going on as far as off the record little get together.....

BLACK: Meanwhile you keep busting their chops and making their days...

HAMEL: Well, on top of that the uh, the uh I think .....is going to come.....and I'm settling with Exxon on my land deal, cause I'm gonna be sleeping in for a while, uh, my wife put me on an allowance, she's not giving me much of an allowance.....and I'm working again, and uh.....

BLACK: Where are you working? What are you doing?

HAMEL: Well I'm just trying to get some money, I work at a project, If I don't get a project going I'll lose my...., but when I'll be well financed again and I'll have a .....within a couple of months..... ..... and all of this area that we're not sure of.....a lot of gas up there..... zero.....they want to give me a buck for it and I don't need the buck right now cause I've got enough coming from.....for a while, so I'm going to convert that to a royalty, to a farming royalty, what they want.....you know.....they .....a working interest, their driving me nuts," in Miami....., but anyway their mentality..... is unbelievable, I can't stand it, it's driving me nuts. And my other property with them is a royalty and when they pay the government royalties, I get my share..... down the road.....so I'm converting all of the..... .....into a royalty.....non working.....when the government gets paid, I get paid, so and my wife is ten years younger than I am.....an annuity rather than getting a buck now, 10 to 15 years from now I know that gas is going to flow out of there and some of the oil thats not flowing right now will flow and..... $20,000 - $30,000 a year is not bad.....a hell of a lot more than that because inflation is up and what isn't worth but a buck today is worth maybe $50,000

- $80,000 a year to her.....my kids.....
.....to take care of my kids.....
.....so thats whats going on there and, but the oil companies know that these companies are.....money....before they meet with me on Tuesday on my land deal.....

BLACK: How do you know all this? How do you know they.....

HAMEL: Oh, because they asked me to delay their meeting with me....

BLACK: Oh so they just told you.

HAMEL: Oh because they don't want me to complain about anything on that thing, I've got my ..... in on that one, they really.....they discovered the oil.....1977 .....a day.....it was too bad for them at the time they didn't want to develop at that time, they would shut out their own oil and would also require them to develop more fields and they didn't want to, it would take about a billion and a half dollars to develop the field.....
.....
.....

BLACK: So he lets you run the show?

HAMEL: Oh yeah.....so, what happens is my own attorney up there is also ....and uh,.....he controls by the state a negotiated settlement with the oil company..... ..... and I'm part of that because I was the one who lowered that.....and opened up that Pandora's box and then....., but he's been chosen to sit down separately.....I think $32 million so far..... ..... and the oil company has delayed it by saying that the federal judge couldn't handle it because he'd get a check from the state every year.....he gets a $700 check every year and if he rules in favor of the state, his check will go up about $3.00 or $4.00. Those suckers went to federal court, circuit court and their still fighting that subject just to delay this thing.

BLACK: Wow, speaking of courts, did you see where uh the court upheld the ....?..... action against the Valdez?

HAMEL: Oh yeah, but that was taxes(?)

BLACK: Taxes.

HAMEL: Oh yeah but they definitely anticipated that, they kept

that money apart.

BLACK: Oh they did.

HAMEL: Yeah. But what happened here is uh they are now, they want to settle. The Exxon Valdez thinks.....we can settle. So the state has uh, I guess these things occur once in a while, but the State Attorney General wants to have something to say on whose gonna handle the settlement and negotiations, and somehow he picked his own partner, uh, uh so he made..... so Julian is negotiating with the attorney for the state .....settlement.....Valdez.....

BLACK: So your attorney on behalf of the, appointed by the state is negotiating with the oil company, and thats the same attorney that is negotiating with the oil companies for you?

HAMEL: .....and they know that he's the one I talk to and he's the one that handled me at the ATC(?) when I dumped on them all that stuff, so he's a..gentleman.....before he got his law degree in Harvard,.....his law degree in Harvard, but he's sharp.

BLACK: He sounds sharp, he's the one who told you to get rid of

those attorney/client documents (?) that I looked at?..

HAMEL: Oh, you mean.....

BLACK: He's the one who told you, you didn't want to see him?

HAMEL: Oh yeah.....but he, I went to see him anyways, he doesn't care.....he just enjoys what I'm doing, he says keep doing it, keep doing it, keep doing it, years ago when you were in debt in the water I wanted to file suit and I couldn't afford to file suit, but he said keep doing it, I mean I owe him a bundle of money and he says don't worry about it, in fact the only thing that could trouble....he says.....and he means it, and he told them that I only want to help them and that I only want the money that they owe me and uh, and their problem is, if they, if their not careful how they pay me then, then a lot of other people got this water too so how will they handle them? So, thats their problem, I don't give a damn how they handle it, but they've already hinted that they could hire me as a consultant for a few hundred thousand a year, but shit it'll take a long time for them to pay me back all the money that they owe me .....but, Julian insists that one other thing he'd demand, he's an environmental type, and he's the one that uh, when they lose something.....sitting

there.....

.....and I'm sitting there ....

.....

.....and I hear him saying -Oh come on come on.....

,.....I go to the bathroom, I come back and he's not there, but his vehicle's out there, but it's a strange vehicle, it's open in the back and it's got all kinds of cherry cans on the back....weird, ...it's gone.....Julian.....well there's awoman.....

.....

.....

.....and in this case.....Julian

.....

...and Julian wants one thing.....

and he insists that Exxons got to pay.....

.....

.....he wants that to be redesignated by the government, Chuck Hamel national monument.....

that's Julian..... Anybody get this.....I don't care what money you want, but your also going to get, if I don't get that monument I'm a son of a .....that's Julian, he's the nicest guy I ever met and low key, low key, but anyway, so, thats just trudging along and I, I've got a peculiar problem, the EPA, and I want to run it by just to see if it fits or not, first of all you want to fund

this deal, your not going to lose out with this company, ...union guys like that they all pay you so much a year for five years.....

WAYNE: It's like the other thing they set the money aside....

HAMEL: But did he, cause my partner who is now hiding in Europe did that with the hospital and all that kind of stuff, he thought he'd be cute and pay....to the hospital, but then he couldn't make payments and now everybody knows that he signed up and now everybody is suing him for these things and he has to hide to Europe now....

BLACK: We're self supporting now anyway .....re-generating new cases.....

HAMEL: Your not contingent on him.....

BLACK: But he's been out of it for a while, yeah, he's hurting

HAMEL: Yeah, I feel sorry for him because I think the banks had no choice.....five year moratorium, shit my bank has been good to me but they give me moratorium it..... even been five years they've been moratorium with me.....they don't do it on a long term basis its month to month.....

BLACK: Well, you know if you miss a car payment they'll take the

this deal, your not going to lose out with this company, ...union guys like that they all pay you so much a year for five years.....

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BLACK: Well, you know if you miss a car payment they'll take the car.....but if he defaults on a $20 million dollar they'll give him ten more.....

HAMEL: Unbelieveable, but they gave him, they're already planning five years interest free, I mean it's not a month to month thing, they're gonna give him ...?...I can just see him sitting there with them saying "Give me some leeway or I'll bankrupt you", I can't believe it, he did it again, he cahned them into. Well, more power to him. Here's what uh, two things I'd like to run by and see if they make, something might jog something in you guys - EPA in Seattle....as far away as..... federal government during the the Reagan years and they were the most uh, you know you'd have to see what they've done, it's unbelievable....the EPA in California, the state capitol, youknow.....and the succession of directors that came working for us, was handpicked by the oil company or the industry, whatever, I don't know, but they just got word for word what,.... they told me how awful it was..... to the director, not to the director, the Region 10 Administrator, and uh, I'll be right there and read you this .....I don't know what happened to the memo, but anyway.....no notice of violation ....no compliance orders, nothing, and only because I put this incredible pressure did I get something out of them, and the IG finally came down hard on the guy, his name is Robbie Russel.....and what came down hard on him was a few months ago, and that was when he showed them.....couldn't come up with, until the guy abruptly quit that afternoon, then he went to Idaho and

uh he had ridden up cause he went to...I don't know what the hell was wrong, what happened to hime had a court case against him for beating up on a kid at the University because he wouldn't let him park or something, he was with people, Salvation people at the University of Idaho during a football game, he's really a smart ass but his, the investigation saw a new medic in the investigation so.....so they decided that they don't have much against him to do much about.....but the type of things he did, like I think.....one of those atomic stunts, where he let him get his people show him how people get poisoned and all that kind of stuff and not how bad it was and he just prevented from taking any action and now.....that the company pays a penny for it because the employees they tell me to help them .....and that's how it got to be IG because people .....the IG. Well, uh, in my case, my guy at EPA had told me how bad he was and how.....but when the Exxon Valdez came.....thats when they said okay go after them.....
issued these orders, but uh,.....then the attorney for the EPA and their investigators, their criminal investigators.....
.....
Now, the federal government isn't going to do much about anything, there's a lot of evidence out there can get screwed up, in my area.....

but I thought since the attorney doing some investigation, for example one of..... the attorneys name is John ..... Investigators, uh, was I gave him some affidavit that tankers.....would transfer their flop tank.... supposed to go to a reclaimer and pay them, put a price to it.....they would transfer it to a barge, the barge would transfer it to another super tanker going to Alaska

.....

.....

The guy would normally, would be paying a reclaimer to come get it, and if the barge doesn't pay for the reclaimer, he wouldn't have it, he doesn't have it, he would have taken his instructions from a major oil company to do it and he did it, a number of times. I never gave that information out but I ..... gave that affidavit was uh,.....to get one of those former coast guard commanders, and some other guy from .... marine department for Alyeska who was familiar with the notice that they were forewarned all the time, and hey we're.... .....screw up their whole plant, uh so when it comes in thats what Irving Blake and them would say, it just passed them up at night time, night time disposal, they empty the whole pond at night time.....because you can't begin to be tested, you can't even permit..... treatment plant, it's not a treatment plant, it's nothing but a separater for all the chemicals and stuff that couldn't be coped with....it doesn't say, well that was

pretty heavy stuff when it came out in the Wall Street Journal....article, but then the Region 10 Administrator and the attorney made a company inquiry,.....for example one of the Alyeska employees who they inquired of called me and said "Chuck, my attorney", cause she brought her attorney with her,.....cover her ass, "my attorney told me I better call you and tell you that they don't want to know, the way they.....I gave them the answers..... .....so look out" and, she said "so we're going to set them up", she says "they didn't finish with me so they've got to meet me again and I, and they were..asked, they mentioned, I had said that for corroboration that my boss who is no longer with Alyeska, my former boss and uh he knows and he and I discussed it at length..... and the attorney.....well, he's gone and we don't know where to find him and we talked to him once before about another matter.....and, uh we can't find him anymore,...and she said "well I can find him".....and they just said the next question is, they didn't want to know, so that kind of stuff.....to talk about....**[THERE IS A KNOCK AT THE DOOR AND BOTH HAMEL AND BLACK GET UP TO ANSWER THE DOOR, HAMEL IS STILL SPEAKING AS HE IS WALKING TO THE DOOR]**...so two weeks later they meet again and she had the name and address with her but they didn't want it, they want.....

BLACK: The time is 2:....

[HAMEL OPENS THE DOOR AND GREETS ROOM SERVICE. ROOM SERVICE BRINGS IN THEIR ORDER AND BOTH GENTLEMEN SIT AT THE TABLE. ROOM SERVICE LEAVES AND THE CONVERSATION CONTINUES.]

HAMEL: So the attorney had her call me again and tell me "They just don't want to know, and they didn't, it dropped, and now I quickly.....by saying now wait a minute, I know the guy that did it, than I found out they went to the other company and they did the same thing there, the guy called and told me.....from the EPA go over there and he and I ask the right questions, and.....answers, and.....my source is familiar..... everybody says it's a.....well my problem at the time was I didn't do that any further because my source was only on.....and they.....and uh they.....

BLACK: It was only on what?

HAMEL: .....and, uh.....how could I do anything.....so I let it go and now that uh they have this new group of Exxon guys.....

BLACK: .....sources....?

HAMEL: .....
and my message to them was uh, individually, because their coming after me individually, but one of the things that I found out is .....
inquired about.....we missed our meeting.....
last week.....I'm ready to go.....
and they called yesterday and said that they could meet me on Sunday, but I'm going to be in Anchorage on Sunday, and I can't put that off, so we're going to meet back on the east coast.....

BLACK: I'll be right back **[GETS UP TO GET HIS SODA, THEN SITS BACK DOWN]**

HAMEL: Because I did find out through the intermediary that uh, that these guys know everything about.....on the west coast.....now that.....
.....
new source, and my old source, that was supper, I understand the company is going down the tubes....and I don't think he's working there anymore.....I know where to find him, I know when I have to find him, and theres no point, I'm always afraid to give him.....he would scare people off, no point contacting him on this, so I had the package I wanted to do, and this Texaco guy gave me the package I wanted to do.....the

other guy.....ship and two captains.....
.....and the captain of the Exxon Valdez, when...
.....
I set him up with the.....
.....Exxon Valdez
.....what I want to do is.....

BLACK: Boy, your still making their life miserable.....
its amazing what you'll come across with all these people

HAMEL: Well, remember the Vice President of Exxon who is here in town is an old friend of mine from way back. He was.....
before me.....
.....

BLACK: What does he think about this whole mess though?

HAMEL: He doesn't want any part of it.....but he does talk to me. The lawyers had told him he can't talk to me anymore, about a year ago. We ran into each other.....
.....what the hell, I'm not here anymore, he said he wanted to talk.....testified the first time against the Valdez case in London, they got up to leave and .....
.....
trying to get out and hurrying and.....experts.....
.....and he stops and laughs.....grabs

my wife and gives her a big hug and a kiss and then he turns around.....to Stephen and says I love you.... and then he says Frank, I want you to meet the wife of your worst enemy, Chuck Hamel,.....I met him in Alaska... .....I forget.....nice to meet you Mr. Stephens... but they uh, uh...

BLACK: Was this the guy, you were telling me when I was here before, you were worried about one of your sources with the garbage issue that was sending return addressed envelopes, was this the same guy?

HAMEL: What do you mean the same guy?

BLACK: The same, this .....?

HAMEL: Oh no, no, no, no.....what I have with my sources have all been using drop boxes and I throw away the envelopes.....I don't know how many they have.....I know they have one..... but I don't think they can move in on one, if they move in on one of my sources, I'm.....against the wall, they've got to get in through this thing on the sidewalk, they can't get in through.....

BLACK: Why?

HAMEL: Because theres a wall, your dividing .... the Federal government.....on.....and uh.....

BLACK: But he's providing it to you.

HAMEL: Well, they've already lost that battle in Federal Court and the Court of Appeals and the employees of Alyeska picked me to get the data out ..... about four years ago. I gave the EPA a great.....Exxon.. ....their attorney here in town, it's got to be close to the investigating group, because they couldn't have had any .....without..... .....called on behalf of the.... Federal Court a, uh, regular account, uhm and thats all I went to court because they wanted copies of all the documents that I gave the EPA and the Justice Department .....the EPA, and the argument that the owner companies are making is that the government can't protect me, they can protect my witness, but they were the ones....the guy

BLACK: Right, right, I know what your talking about.

HAMEL: And the case went up to the Court of appeals, I don't know if they went to the Supreme Court with it, but it did go to the Court of appeals.....

and the Court of appeals said, agreed with the Federal Judge that, uh, that, the whole argument was that if they knew who, if they got the documents they could identify the.....the law is.....

BLACK: Okay, I hear you, pertaining to the documents that you end up turning over, you don't turn them all over, you just..

HAMEL: Only the ones that I turned over to them, you see their trying to get the Federal Government to give them but the Federal Government didn't give them. I stopped giving them new documents.....I'm not giving them anything.....

BLACK: But the source is still giving them to you so you've got them.

HAMEL: I keep giving the Federal Government information, I tell them what the document is and to go get their own, and it works out.....I also give it to them in..... I take away the identification on there and stuff, I put it through a fax machine.....so all that static that, uh, they are upset.

BLACK: Speaking of documents. Those documents that I've looked at that you got from inside the legal department, those were incredible. Do you still have them? I'd like to

spend some more time on them. Those were great

HAMEL: Well, here's whats happening. Uh, i'm meeting the intermediary for that source in two weeks..... so I'm going to try to get, I'm going to try to find out what else.....I never asked him.....

BLACK: This guy just gives them to you?

HAMEL: Their going through my trash is about the same as my getting their mail. I've never asked anybody for anything and I've never coached anybody into being my source, ever, ever.....suicide.....?... .....

BLACK: This intermediary that your meeting, he can get these legal documents and he just, he does it without you asking?

HAMEL: Yeah. .....Well, he's getting them from someone who wants them out. Who doesn't like whats going on.

BLACK: Theres somebody in legal who knows whats going on thats giving it to him...

HAMEL: Yeah, yeah.

BLACK: Giving them to him to give to you?

HAMEL: Uh, let's see I haven't gotten any from the legal side...
.....
my intermediary left Alaska.....my intermediary.....
.....
then, I don't think their gonna touch one of my witnesses, but I know they got, they've got connections
.....
pick up eight in the last two weeks, so, uh, that one they know who it is, and I know.....because they do, uh because they know.....

BLACK: Does George know about that guy?

HAMEL: Well, I thought that they commited perjury and coercion but they don't think so because.....
.....
the corrosion.....from everybody's point of view it could be a disaster, who knows.....
the corrosion.....
.....
along the elevated portion of the pipeline the saller (?) that is holding it up is sinking into the ground, and now your getting out of alignment, and the saller was made by an earthquake .....earthquake that shake like that and nothing happens, and then all of

them shake together....so the whole pipeline is sinking.. .....have known about it for many years, but instead of doing something about it like you and I would and bring an expert, they were trying to do it themselves, and uh, out of their own money, their own engineering, and I've known that.....I've known it for several years, but who am I gonna tell and who cares, and do they care, but now they do because Alyeska gave up.... ..... what Alyeska told them was, they uh, they .... repairing it.....whatthe rinky dink company was trying to do was solve the problem and still sink. So what they do is, they put..... put an air bag in the....., put an air bag in the pipeline, they blow it up, take off the tension, the vertical supports have no rings around them.....they disconnect the outer rings.....then they blow up the bag and they move the pipe up and re-well the .....that kind of an operation..... so now their uptight, and I know their in trouble and they know that they know about it, and it drives them nuts. I even know the guy in New York(?).....it's a small world.....so uh when I... .....he says no problem whatsoever. Now, in my mail, the day that I got the weekly newspaper.....the attorney said we have a problem.....the pipeline, and we've

got .....working on it and we're going to solve it,

.....

.....

.....

this liquid absorbs any heat.....

.....

they've got the hydrogen gas getting in there and they don't know how,....vapors don't escape.....the hydrogen gas is getting in and it rises and it.....sitting here occupying the space in the radiator, the vapors.....the radiator.....so, what they've been doing is trying to suck out the hydrogen gas and what not.....and try to inject new, more liquid.....three years ago.....three years.....$40,000.00.....

but it's not solving the problem.....

but that is a whole different ball game, now you stop putting that strap in that pipeline and everything's getting out of line, out of alignment, then you have a little earthquake, and it goes this way, you gotta, you gotta peel the sucker back.....so it's a major, a major matter. The other thing that nobody seems to know about, and again I got my.....private source, is they keep talking about dropping.....

.....

.....

when they do catch it, when it gets bad enough, when they do catch it, their both.....their both.....

picture the.....you've got to pump it up and down and you break it here it'll fall back, and if you break it here, it will go that way, so.....they got .....
so I got.....knowing what I know now.....the right.....
with my sources now.....EPA.....but now everybody's looking to the EPA, why do they do this kind of thing, uh, and I come back with new information from new sources that show that Exxon.....
.....
.....suing the EPA for.....

BLACK: Thats pretty interesting. I don't know if you can sue. You should ask your lawyer about this, but it's like you have to get, you almost have to get permission from the government to sue the government.

HAMEL: .....give a second day notice to sue Exxon and the DP, and I've already done it, and I went to the government.....to get a permit and all that kind of stuff, you have to go that route anyway, but once you go that route you can almost include the government in the suit, not so much include them, but in your discovery you can go to the government for discovery.

BLACK: I know. What I want to think about is not only some

short term things Chuck, but also some long term stuff. When you, if Exxon or Alyeska or whoever it is sells to Chuck Hamel and in a month or two months or a year from now, and your going to do what you told me, your going to go away, whats going to happen to these sources? Whats going to happen to the guy or guys that are up there getting you documents, whats going to happen to the guy that you were telling me about that you were meeting him at a park bench, or was giving you tapes, whats going to happen to the boardroom source, whats going to happen to these guys? Are they going to be around, are they going to be able to be used by somebody else, or what?

HAMEL: The ones that **[AN AIRPLANE GOES BY]**.....
.....
the people who are using me to.....
and I decided.....that at that time, whoever.....
.....
doesn't make a difference to him anyway, but anyway, if they haven't settled on their part of the Alyeska problem, I'm going to.....
.....
.....
try to get another attorney.....
so some of these Exxon guys that are.....
.....
and what they have is.....

.....

well, I'll figure out how to get what I want.....

.....

talking about....and my message back to them was Yeah, I'll meet him, I'll do the.....but what have they got out west, did they make.....

Alyeska.....if they knew somebody would talke.....

.....

.....

.....

and uhm, what I needed is I talked to.....this guy .....he said no.

BLACK: You talked to him recently about this and he said no?

HAMEL: Yeah. I said.....myself.....

.....

he's on the sub-committee on water power resources and he's got the Exxon Valdez thing by the ying yang, and he's the key guy.....

so if he's not giving up on it, but he can't go too far field.....committee, so if.....

Alaska, Exxon Valdez, right away.....

.....on the way to California to his place, and all that fits.....go to Puerto Rico he'll be in trouble .....and he's strong enough in this

area, I think I told you when Tom Foley talked to my wife, and she says, Hey Candy relax George Miller is up there and whatever George says we're going to go with. So, I think I'd do the type of thing that you would do, my message out to the guy that I was supposed to meet until the morning was also one other thing have you done any kind of dumping along the California coast..... Miller told me that a guy named Harvey was on your ..... Harvey from Florida.....give it to Harvey, Harvey will do something about it.....something they don't know..... the message I got, now you won't believe this..... Swear to God.....California coast..... from Alaska.....well, something as bad as the Florida Keys thing we've been doing it.....San Francisco .....George Miller, San Francisco..... Santa Barbara and all those people on that off shore thing, when they find out..... it's bad or worse off of San Francisco....

BLACK: So when you meet with this guy at this.....your going to give it to Miller.

HAMEL: Well, first of all I made, the guy is scared to death.

BLACK: The captain?

HAMEL: Yeah, and not for what you think, not because of a job, but because this is roughed up, I mean other crewmen, other people can do it, driving around on the boat with you, driving around and doing drugs with you, who did it with you, and your the ..... so you get away with it, how about the guy who got caught, so .....is afraid, and I think you know that when you go to a, when you change crews of a ship in the dock area you can have an accident for nothing, and I'm not being cute, thats just fact.

BLACK: Oh sure.

HAMEL: For nothing, and it has happened. I know one guy who requested the coast guard. The coast guard wouldn't do anything and kept asking are you sure you want to do this, are you sure you want to do this, ... are you sure you want to make a complaint?..... .....all of the crew wants to know if.....no I'm not okay, when can I ..... today, can you do it.....the guy was scared for about a year after that, he made a recording of the whole thing, I met his wife and she was pissed off at him for doing it and mad because she didn't want him to deal with me of it, he was scared and she was scared, she.....somebody runs through your driveway for some other reason, you know your "Aaah" you know, so thats the problem, and so I told them, the message I gave

yesterday to them, to.....we're gonna meet, we're gonna meet, but then the two times I didn't, I wasn't able I didn't get the message the first time so I couldn't get out there on time, uh, Long Beach, and uhm, I got out through the back, I mean I told them what hotel to be at and all that kind of stuff, and so now I.....I told him I will do nothing, absolutely nothing except..... .....and I will tell them what my game plan is if I were to make a decision to accomplish what he wants to accomplish, because Exxon has done some terrible things.. .....and I will do nothing without telling him how, what, where I'll do it uh so that he can pass judgment, and I know that I'll set up such a way that he will be happy and more protective.....first of all. Secondly, he has a second.....this, I don't know if your familiar with, but you'll try and understand. The Exxon Valdez and in that size ship had a funny experience a month before this, where the crew couldn't do the work on the ship, couldn't have any overtime.....so that they could show the book records on the ship to the Coast Guard, that they didn't have to have that big a crew, there was no overtime, the guys were just goofing off, they had all this free time, and work was done for the few seconds on shore, they would bring guys from all over the place, the refrigerators not running..... refrigerator mechanic meet that ship on arrival, it comes out where their lighter and they did that kind of stuff

for I don't know how many months out of the year, to be lower than...the Coast Guard agreed to lower the crew. Uh, that I learned about, it appeared in the Boston Globe, who the hell is going to see it? But the guy gave it to the guy in the Boston Globe, he prints it and it comes out from their to the associated press story, I read it in Anchorage, in the second edition of the newspaper and nobody ever saw it, nobody even knew it was there in the Wall Street Journal, nobody ever saw it, neither did Patrick, and I gave it to Patrick when he was in the airplane, there were two articles on there about Alaska .....but he read the other one and didn't catch it and threw it away. It took me months to find it because it was a second edition, I didn't even know they had it in Alaska, and I knew that it was in the Alaska paper and I couldn't find it and I had.....to go to, libraries and all that shit, and I finally found it, well you know, I'm like you.....well, one of the things that this captain was talking about is part of what came up at the ? hearing, what happened..... why.....
.....I think it's part of the defense, it turns out that I learned that the ship, that Exxon's doing the same thing right now undermanning their ships, and no over time and the ships are in danger, the guy said that bad things are going to happen .....
.....

their so short handed and they've got so many guys quitting that they've got, they're trying to make oilers out of mess men.....they made a mistake years ago by taking a whole bunch of ..... marina cabin.....California academy.....academy..... academy graduates, and cahned them into being a lower level then officers.....for a period of time because of the long term duty and work for Exxon,.....long term duty for Exxon.....early retirement....great company, well paying and what not, that it was your way to get, you couldn't come in and get a high .....from Exxon coming out of the academy, but you could go work this little lower Exxon stuff to get the ability, and that.... .....I'm not going to go anywhere .....first mate becomes a second mate because of longevity he's not enough to become a first mate anymore, and so on. And some captain would become first mate again.....And so the whole experiment got screwed up, so all these kids quit, and uh,..... and so they've got no crew men, and so their trying to get oilers, I mean mess men to become oilers on this ship, and they won't let them off at like their supposed to, their supposed to have so many months off, their staying on after a month, and you get to your port and their supposed to get relieved and your not relieved and you want to go home that day, but you've got to sail back out with it, everybody's pissed. Well, I figure this,

and this is.....I figure that the defense for Exxon have to admit.....Exxon Valdez case.....they admit that that was a mistake, that.....to keep all the captains and mates and all that on the ship, they didn't have to.....they've got a couple..... .....it's just a couple of mal-contents that are bitching, and it's true. The average guy is not going to say anything, what the hell are you going to say? When he gets off for sixty days or eighty, ninety days, usually call back.....for every job that uh.....four guys.....so they .....down so everybody's afraid to talk. So their running this time so that all of the guys are just scared to death of whats going to happen next because their gonna.....

BLACK: But are they..

HAMEL: And their no different then .....

BLACK: We were talking about whats happening off of Florida all the slop, all the slop.....are these guys, are they dumping this stuff because they want to dump it or is it that their getting an order, in other words are these just a bunch of disgruntled employees that are saying they fired me and I demand that.

HAMEL: .....

BLACK: This will be a quick one. Oh I've got to hear this.

[BLACK GETS UP AND GOES TO THE BATHROOM. WHILE BLACK IS IN THE BATHROOM, HAMEL MAKES A PHONE CALL]

HAMEL ON THE PHONE:

In Alexandria, Metro Investigations please. **[HANGS UP AND MAKES ANOTHER PHONE CALL]**

SPEAKING TO BLACK:

The Florida Key thing....

SPEAKING ON THE PHONE:

Hi, Uh, Jerry, Terry is supposed to meet me at 3:00... this is Chuck Hamel, and uh, I have a problem, I'm not going to be there at 3:00, so uh,...write....oh, oh, I'm sorry, I'm looking for Terry, is this Metro.....you.....Terry..... Terry, Terry.....yeah, and you've got a Terry that works there, yeah, Terry, is anyone in the office thats a Metro?...Okay, no Terry was coming to my home at 3:00, so if you could catch him on his, whatever, Metro finder..... mine is Metro not Metropolitan, okay thank you.

[HANGS UP AND REDIALS AGAIN]

In Alexandria, Metro Investigations, uh, don't put me on the recording, I got Metropolitan Investigations and thats not who I'm calling, I wonder if theirs a different one called Metro, in Washington. Thats it there, 461-69.....thank you.....

SPEAKING TO BLACK:

The Florida thing has to be off the, off the record, between you and me for the moment.

BLACK: Okay.

HAMEL: Uh, I just got to tell this guy, let him know I'm covering him and.....of mine, I don't want to do anything, as bad as it is.

[HAMEL SPEAKING ON THE TELEPHONE:]

Hi, Jerry, Chuck Hamel how are you. Now that he's coming to see me, I'm not going to be there. He's going to be there at 3:00 and I can't make it, I'm downtown, something came up and I can't get away. At my home. Could you track him down and tell him I'll catch him as soon as I can. Okay? Thank you.

[HAMEL HANGS UP THE TELEPHONE AND CONTINUES THE CONVERSATION WITH BLACK]

HAMEL: Uh, because if he changes his mind and uh, I'll just have to find some new way to solve the problem. Uh, here's what they were doing. Picture a tanker that has a garbage dump, every ship has a garbage dump called uh slop ?, and you get paint.....

BLACK: Yeah....

HAMEL: Now, they had two ships, uh, product types, that some crazy thing happened like six years ago, whether their knew as of six years ago or reconfigured, renovated or .....or whatever, six years ago somehow they showed up without a slop tank. They swapped the slop tank and converted it to a products, meaning if they get new products all the time.....and they use barrels, they've got storage.....and....ship and all this ship had....and when you clean your line you know..... and what not, and when you clean your tank from all that crap, the barrels come out...and then picture them coming around the Keys, these two ships ..... Georgia, the Carolinas, up the Coast, from the Exxon refinery up there in Texas or Louisiana, whatever..... and these trips are probably like four or five days each way, so what they were doing is dumping the stuff...they clean.....they clean their pumps and lines..... Florida Keys, and I've seen Exxon do it in Panama because they were calling me to take a, I was at the Panamanian transfer point with a tanker, going through the canal and a supper tanker came in and picked up a.....Exxon, and while we were there one of the..... .....so they sailed right behind us.....and as we were heading for Costa Rica from Panama, the captain said to me.....and kept telling me look whose on the radar, look at the rate that boats going, their right behind us, their about two

hours behind us.....and all of a sudden.....and they go further out into the ocean....clean their deck out and move back in, instead of doing it the right way at the terminal and getting it cleaned, uh they just went out and dumped it out there on the way back. So, uh, in this case uh the ..... went on and dumped the slush and dumped the waste, and it's hazardous waste and that kind of stuff, and supposedly what their supposed to be doing is as they get to port before they load the products, they get their lines.....if you carry diesel you can't just jump back.....lines start to.....jet fuel so..... .....their supposed to do it in port, that takes time.. .....takes up too much time, so they .....it and clean that shit at sea. Now, if you've been on the beach in Florida, in Miami Beach their getting tar balls all the time..... tar balls are not seeping up from the ground, I watched a tanker go by the tanker route out there, well, and I kept hearing this guy.....their coming back from the old days of tankers and uh they were picking up grain, they were on their way to pick up the grain, so thats one thing, the other thing they were doing is loading up, uh saving up these barrels and uh dumping the barrels over the boat, now thats....., and not one boiler room..... and after the boys at the Coast Guard did their checking, spot checking on them, these guys noticed they were.....

damn barrels on deck...all these barrels.....they thought they were transporting barrels of oil..... that night.....Coast Guard.....200 barrels, and now they.....and grabbed.....

BLACK: So you said there's a vice president, are you going to tell me that somebody orders them to do this?

HAMEL: Yes. The vice president.....

BLACK: Vice president what?

HAMEL: .....

BLACK: Yes

HAMEL: .....and, uh, just like when they transfer the stuff to.....Alaska, and whatever is going out off the San Francisco coast. Now, what I thought.....so I started asking Mr. Tranco questions .....answers.....uh, and how far back was it?, and he sold the ship last year, two of them, sold them last November, you know their cleaning up their act since the Exxon Valdez.....the thing is they don't make that much money off of it, they sell it to someone else, and someone else will, but their still moving the product which means that I can't believe.....whoever

they sell it to, like you talked about, not me that other guy now, they sold him a dirty.....ship and they had no other way of doing it except dumping it and uh,.....the crew would go with the ship, so uh, uh, I couldn't believe that it's still not picked up, but now its..... each tanker for a separate corporation and what not, but the owner of the tanker doesn't give a shit, he's..... making money, ...still being done.....to catch up.....what you do here is you show your records.....and they have a way to cover their ass.... .....paperwork..... because, now I'm glad that I'm not meeting them on the Coast, because it was going to be a one day deal, it was, the ship comes in for a day each time and would get off for about an hour.....hotels and pick a meeting with them, instead I'm not meeting them..... in Alaska, I'm meeting them back here on this coast, on my vacation.....give him....vacation...so I'm cutting my trip short in Alaska to come back here.....and I, I've got my intermediary with (?) in a couple of days.... .....the intermediary came to me..... .....and their very close..... ..... this Florida Keys thing.....because uh..... .....it's unbelieve, it doesn't exist, and uh...

BLACK: Do you know the name of the ship.....

HAMEL: You see, this man.....name of the ship.....and you asked the right question, and thats what I asked, who should I finger on the deal, the vice president gave the instructions he said get rid of this stuff on your trip its all I want, because these guys remember the trips enough, even though you.....multiple....trips, where I'd go to the Coast Guard records now and I could find a .....I've got me a Coast Guard..... .....there aren't many there but I got one in this guy, and uh, for this kind of stuff.....

BLACK: The boarding records

HAMEL: Yeah. And, uh.....he'll never forget, he thought he was caught.....

BLACK: And this is the guy you were talking to?

HAMEL: Yeah.

BLACK: Thats great. Thats great.

HAMEL: You know, uh I don't think it was the captain..... but he was doing it, but just think of it, sitting there thinking your caught by the Coast Guard, the guys just asking you questions and leaves and then you still gotta

dump it that night, that.....and then the crew, whichever guys are involved with him on the thing, and uh, what I did was I had them checked out on some of the stuff he told me, I told an intermediary, an intermediary for me checked out a couple of the sources at Exxon..... .....you don't want to get caught, and..... .....very carefully asking your questions and coming up with the same story, on the barrels and on, no the slop decks, that they were doing it all the time.

BLACK: What still worries me is what will happen to all this good information if you settle with Exxon.

HAMEL: Well, if I settle with Exxon, I'll pass off to you if I can before I go, but if I settle with Exxon it won't be that quick.

BLACK: Okay, I'm not asking that you pass it on to me, I'm just wondering if anybody's gonna get it, or do anything about it if you settle.

HAMEL: Uh, well Alyeska I doubt.....their scared they don't trust anybody, and.....solve the..... unless I solve the health plan, so if I solve the health plan for them uh, they'll find somebody else to deal with as far as whats going on. There's nobody to follow up on Alyeska..... because a lot of people don't know

all the stuff that their doing.....and the government won't do anything about it, the government is, the DEC is ....., you know that there is less ..... of Alyeska today, then there was before the Exxon Valdez, by order of the commissioner of environmental conservation.....theres no human being.....in Alyeska only the top people.....

BLACK: Whose doing it?

HAMEL: Nobody, theres no human being, their doing other things. The people that are supposed to do that are doing the sewer system up in Glen Allen, the cannery, the problems over in uh Cordova and the septic tanks in ....., and the officers are not going to Alyeska unless Alyeska calls them and says theres something wrong.....I mean, what I'm trying to say, I'm not going to try and change that and your not, you can't change that, I mean thats crooked, there are other things to do in life, this guy uh, commissioner of the DEC and that deputy are just bought and paid for and I regret it, but they'll be looking for a job next year, and uh, uh, ...for example thats why the EPA guy.....because the state did nothing for the EPA,.....state doesn't do it.....state didn't do it, the EPA did step in..... .....what the state should have done, and the state guy went here.....Sidney, highly trained

in this thing, he's pissed because he can't do anything responsible, he doesn't do anything. So anyway, I uh I don't expect much from the state.....by doing what I do..... but It won't go away,.....I'll make sure that.....butI've got to get out because I can't do this forever. First of all I can't afford it and I gotta, I gotta..... finish it off.....and.....environment on uh, uh, projects .....insurance company can do.....settlement, so uh,.....hanging there, you know how many of them are hanging there, dragging on, dragging on because the politicians are afraid to move, because you know what if they get accused for having a sweetheart deal, and the companies aren't moving because their not giving them out, their being told to put in $50 million but something happens and it's $2 million, so they can't give out their books anyway so why bother. And I'm trying to find a way of getting.....their books..... putting up so damn much money down the road, but down the road money is easier to get, it's the up front money thats hard to get, and it's the down the road period that everybody's afraid of. So you get a Japanese bank to give you a letter of credit for down the road and it's good money, your talking, I'll give you an example..... like one I was working at a couple of years ago..... .....

I forget how many other..... some of those guys are going out of business..... .....could put two more million in it and you've got it taken care of and those guys, and that $2 million become the tail end of the project, that $2 million now become $20 million so many years from now, and if it's not needed, the government can get it for some other fight. And nobody sits down and does that kind of a deal. So I've got a good team, a John Hancock guy has a MBA in Harvard..... corporate attorney.....and we've been playing with this for a long time, and we have a meeting next week and we'll start with the railroad, the railroads are fucked up, then they insure themselves for the rail cars that go and bother people everywhere, environmentally, but they never even insure their own property, because you know the rail roads how smart ass they've gotten, that right away, you couldn't get on a right away with a pipeline or a.....they won't let you.....there, and they've always been.....so they've never insured themselves.....in deep shit for not having insured themselves and.....a lot of money....and uh theres some answers for those guys, so I've got interest in the rail road, and.....also trying to do something for the hearing aid.....you know what the reserves are for the railroad for hearing aid..... .....somewhere around the.....

and then.....around.....
.....
insurance company, uh, the insurance company takes over the responsibility..... get off their books, and our group are going to settle with these guys, and go.....and go do it, the same way they are, but their putzing around, they got the old claims people on these railroads.....but the chairman.....so we've been ripping them on uh, uh, my guys are striking a settlement with the guy from the railroad and we'll take over all these claims and uh settle them out with the company with time.....
.....clean the books, but at the same time were at the beginning with that were waiting for the next phase, and then theres the environmental stuff. They've got some terrible fighting.....paying guys and taking shit off and moving, and they know the guys.....dumped it, but.....gotta go pay the penalty. But listen, I'm gonna let you rest...

BLACK: I'm expecting, I'm supposed to get a call at 2:30 that I'm expecting at any second now, thats what I keep on looking at my watch for so I could do a couple things, uh....

HAMEL: When are you leaving?

BLACK: Probably tomorrow.

HAMEL: At what time?

BLACK: 9:00, 10:00 in the morning.

HAMEL: And what are you doing in the morning?

BLACK: .....

HAMEL: Your doing nothing, your going to have breakfast at the airport, what airport, this airport?

BLACK: Yeah.....

HAMEL: What I'll do is I'll park the car here and we'll have breakfast over there or whatever, while we wait for your plane.

BLACK: Okay, I sent a note to, to the uh, the computer, the computer guys about..... did they say anything to you about that?.....

HAMEL: Yeah, theres no problem, I think their waiting on you..... .....

BLACK: .....we're waiting on Rick, all we need to do is.....

Rick and I are kind of waiting on them....I'm just wondering.

[HAMEL GETS UP TO USE THE TELEPHONE]

HAMEL: Who ordered a limo?

BLACK: .....limos

HAMEL: .....stretching limo.

BLACK: I need a regular limo.

[HAMEL SPEAKING ON THE TELEPHONE]

Hey Ken, I'm at, here at the Crystal City Hotel with Wayne Jenkins from Florida, he hasn't heard back from you all on that proposal. All right, it's in the mail. They never got the letter. No. Okay, just a second.

[HAMEL SPEAKING TO BLACK]

I think what happened is he figured that Rich wrote to you. Rich.....but he says he sent a package out..... yesterday, but he says your technical man went on vacation or something.

BLACK: Yeah, he was out of town, but he'll be back on Monday, but did he send it to that address?

[HAMEL SPEAKING ON THE TELEPHONE]

Did you send it to uh, thats perfect okay.

[HAMEL SPEAKING TO BLACK]

I never noticed he had a doctor in front of his name. Dr. Wayne Jenkins.

BLACK: Thats the guys that did that, those silly..

HAMEL: I thought he was strictly a uh, a uh, what are those called, one of those MBA types, but I didn't know he was a doctor too, gees, now I want to see what Ricky is, whats Ricky?

BLACK: Ricky's cute.

HAMEL: Cute, allright.

[HAMEL SPEAKING ON THE TELEPHONE]

Listen, thats fine, thank you much.

[HAMEL SPEAKING TO BLACK]

Yeah, he said he sent it to your attention just yesterday. .....he said your technical man was on vacation or something, so he says I didn't have to hurry.....so you got your PHD in....

BLACK: Political Science.

HAMEL: Political science.....

BLACK: Yeah, yeah, of course the marketing people when I first started this insisted, when the took a look at the resume

they insisted that we.....

HAMEL: I'm gonna call you doctor.....okay, heres what I'm gonna do. I'm gonna let you go uh and rest, I can't send you home sick. Uh, I'm going to uh, I'm going to be home tonight, if anything comes up, if you need anything, if your not feeling good or whatever

BLACK: I'm feeling better.

HAMEL: If you need a doctor, I got one of those.

BLACK: Okay, I'm feeling better, that Pepsi helped and those things. Well, I'm excited about your, your uh upcoming trips, uh, when your gonna be meeting those guys, it's sounds really good.

HAMEL: Meetings all the time.

BLACK: Sounds really good.

HAMEL: The uh, the DEC is getting rid of Dan Long. Dan Long is the, was the DEC guy that.....hasn't been charged with overseeing...contingency plan, but they don't.....

BLACK: I saw a special on him....when I was in Alaska.

HAMEL: .....

BLACK: Yeah, some kind of a deal .....being interviewed he was raising hell.

[THE PHONE RINGS AND BLACK PICKS IT UP]

Hello. Oh, how you doing. Good.

[HAMEL GETS UP TO LEAVE]

HAMEL: Call me.....I'll be home.....

BLACK: **[SPEAKING ON THE TELEPHONE]** Hold on, Hold on a second. **[SPEAKING TO HAMEL]** Allright, sounds good.

HAMEL: Do your thing and we'll talk this afternoon or this evening.

BLACK: Catch you later.

HAMEL: Or tomorrow morning or whenever.

[THE TWO GENTLEMEN PROCEED TO SPEAK OUTSIDE, HOWEVER THE CONVERSATION IS INAUDIBLE].

BLACK: The time is 3:05 p.m., HAMEL just left the room.

RECEIVED
3 1991

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ALYESKA PIPELINE SERVICE COMPANY, :

Plaintiff, :

v. : Civil Action No. 86-2176

ENVIRONMENTAL PROTECTION AGENCY, et al., :

Defendants. :

FILED
SEP - 9 1987
JAMES F. DAVEY, Clerk

MEMORANDUM OPINION

STATEMENT OF FACTS

This is an action arising under the Freedom of Information Act (FOIA), 5 U.S.C. § 552(b)(7)(A), and comes before this Court on cross motions for summary judgment and plaintiff's motion for reconsideration of motion for a Vaughn v. Rosen index. Plaintiff, Alyeska Pipeline Service Company (Alyeska), seeks disclosure of documents from defendant, Environmental Protection Agency (EPA), which were given to defendant by a private citizen, Mr. Charles Hamel. Mr. Hamel obtained the documents from current employees of Alyeska and released them to the defendant for purposes of exposing alleged violations of federal environmental laws by plaintiff.

Defendant claims that the documents given it by Mr. Hamel are exempt from disclosure, relying specifically upon

exemption (7)(A). Defendant argues that release of these documents will interfere with law enforcement proceedings.[1] The documents have been placed into a single category described as records obtained from Mr. Hamel. Release of these documents, or even a list of them, claims defendant, could expose the scope of the investigation currently proceeding against plaintiff, lead to the identification of the Alyeska employees who provided Mr. Hamel with the documents, subject them to pressure from the plaintiff, and produce a chilling effect on future witnesses who may be inclined to come forward with evidence of federal law violations.

In response, plaintiff argues that the documents at issue were originally produced by plaintiff, that the scope of the investigation has been publicized in the press and that there is no basis for concluding that Alyeska will either discover the identity of the employees involved or subject them to any type of pressure or intimidation. In short, plaintiff maintains that defendant has not met its burden of proof that release of the documents to plaintiff will interfere with a law enforcement proceeding.

After careful review of the parties submissions, and for the reasons discussed below, the Court finds that the defendant has met its burden of proof and therefore grants

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[1] 5 U.S.C. §552(b)(7)(A) states:
"This section does not apply to matters that are...(7) investigatory records compiled for law enforcement purposes, but only to the extent that the production of such records would (A) interfere with enforcement proceedings..."

EPA's motion for summary judgment and denies Alyeska's motion for summary judgment as well as for reconsideration of motion for index under Vaughn v. Rosen.

DISCUSSION

Under exemption 7(A), the defendant must meet a two part test. It must (1) show that the records at issue were compiled for law enforcement purposes and (2) that release of these records would interfere with enforcement proceedings. Pratt v. Webster, 673 F.2d 408, 413 (D.C. Cir. 1982).

The EPA maintains that the documents relate to an ongoing investigation of Alyeska concerning possible violations of the federal Clean Water Act, 33 U.S.C. §§1251-1376, the Clean Air Act, 42 U.S.C. §§7401-7642, and the Toxic Substances Control Act, 15 U.S.C. §§2601-2629. Plaintiff does not appear to contest this issue and concedes that it has been under investigation by defendant. See Plaintiff's Motion for Summary Judgment, at 4.

There is, however, disagreement over the effect of disclosing the documents at issue in this action. To meet its burden, the EPA must show, "by more than conclusory statement[s], how the particular kinds of investigatory records requested would interfere with a pending enforcement proceeding." Campbell v. Department of Health & Human Services, 682 F.2d 256, 259 (D.C. Cir 1982). Thus, defendant

must present the court with specific examples and explanations of the type of harm that could result from disclosure.

As a threshold issue, it is important to note that the defendant need not describe the possible risks involved in disclosing each document requested. It may focus on categories of documents and show how disclosure of each category could impede enforcement proceedings. Bevis v. Department of State, 801 F.2d 1386, 1389 (D.C. Cir. 1986); Crooker v. Bureau of Alcohol, Tobacco and Firearms, 789 F.2d 64 (D.C. Cir. 1986); Campbell, supra, 682 F.2d at 265. Of course before the documents may be categorized, the defendant must go through each individual record and place it in the proper category. Bevis, supra, 801 F.2d at 1389. In the instant action, defendant maintains that all the documents in issue (twenty-two documents, consisting of one hundred and seventy five pages) should be placed in a single category, as those Alyeska documents obtained from Mr. Hamel. There appears to be no objection from the plaintiff regarding this categorization by defendant.

The defendant, therefore, must show that this category of documents, if released, will interfere with its on-going investigation of plaintiff. Campbell v. Department of Health & Human Services, 682 F.2d 256, 265 (D.C. Cir. 1982). Defendant offers two types of possible interference that could arise should the documents be released.

First, it maintains that release of these records will expose the scope, size, and direction of the investigation being conducted and thereby allow "for the destruction or alteration of relevant evidence, and the fabrication of fraudulent alibis." Affidavit of John Y. Horn, at 5.

Plaintiff answers this charge by arguing that the scope of the investigation has already been revealed as it has been published in newspaper stories and is indeed common knowledge. It argues that it is already under an order to comply with the EPA investigation and to refrain from destroying any pertinent documents; thus, releasing the documents will not provide plaintiff with any new information regarding the investigation at issue herein. D e f e n d a n t counters, through the affidavit of John Y. Horn, that plaintiff does not know the focus of its investigation, and in fact, if it did, would not be so anxious to know what documents were given to it by Mr. Hamel.

The affidavits of a government agency in FOIA cases are to be given substantial weight by a reviewing court. Hayden v. National Security Agency/Central Security Service, et al. 608 F.2d 1381, 1384 (D.C. Cir. 1979) cert denied, 466 U.S. 937 (1980); see also, Gardels v. C.I.A., 689 F.2d 1100, 1104 (D.C. Cir. 1982) ("Once satisfied that proper procedures have been followed and that the information logically falls into the exemption claimed, the courts 'need not go further to test the expertise of the agency, or to question its veracity

hen nothing appears to raise the issue of good faith.'" quoting Weissman v. Central Intelligence Agency, 565 F.2d 692, 697 (D.C. Cir. 1977)).

In this instance, the Court is satisfied that Alyeska is not fully aware of the scope and focus of the EPA's investigation and that release of these documents could provide it with important insight in this respect. Clearly, if release of the documents will reveal the focus of the EPA's investigation of Alyeska, the disclosure will impede law enforcement proceedings. Murphy v. Federal Bureau of Investigation, 490 F.Supp. 1138, 1143 (D.D.C. 1980).

Second, defendant fears that release of the documents would allow plaintiff to trace them to the individual employees who gave them to Mr. Hamel. If identified, these employees could become the subject of reprisal by plaintiff and could deter them from providing further information to defendant.

Plaintiff maintains that there is no reason to suspect that Alyeska would engage in employee harassment of any kind. Alyeska has no record of witness or employee intimidation, and thus, it argues, even if it were to learn the identity of the employees who gave documents to Mr. Hamel, there is no reason to suspect that it will harass these employees in any way.

However, it is not necessary to show that intimidation will certainly result; indeed, that would be very difficult

to prove. Instead the defendant must show that the possibility of witness intimidation exists. See Gardels v. C.I.A., 689 F.2d 1100, 1106 (D.C. Cir. 1982)("There is a parallel answer to plaintiff's other plaint that there is no proven past history of compromise of sources and methods through acknowledgement of covert agency activity at a place or institution. 'The purpose of national security exemptions to the FOIA is to protect intelligence sources before they are compromised and harmed, not after.'" (quoting Halperin v. Central Intelligence Agency, 629 F.2d 144, 149 (D.C. Cir. 1980)).

When employees have provided a law enforcement agency with information about possible law violations by their employer, the possibility of witness intimidation grows. Referring to this situation, the Supreme Court in NLRB v. Robbins Tire & Rubber Co., 437 U.S. 214, 239-40 (1977), stated: "[t]he most obvious risk of 'interference' with enforcement proceedings in this context is that employers ... will coerce or intimidate employees and others who have given statements, in an effort to make them change their testimony or not testify at all...The danger of witness intimidation is particularly acute with respect to current employees...over whom the employer, by virtue of the employment relationship, may exercise intense leverage." Thus, it is not necessary to show that this particular plaintiff will in fact attempt to intimidate its employees, but rather, it is the very nature

of the relationship which lends itself to the possibility of witness intimidation. Accordingly, the Court finds sufficient evidence of the possibility of witness intimidation such that the documents should not be disclosed.

Finally, plaintiff requests the Court to reconsider its denial of a motion for a Vaughn index. The Court denied that motion as premature when it was first presented to the Court in September 1986.

Today, while the request may be ripe, the Court holds that requiring a Vaughn index in this matter will result in exactly the kind of harm to defendant's law enforcement proceedings which it is trying to avoid under exemption 7(A). A list of the documents given to defendant by Mr. Hamel is the same as providing plaintiff with the actual documents, for plaintiff created the records at issue, and if provided with a list, could easily determine their contents with the result of disclosure of the breadth of the investigation as well as the identity of the employees involved. "When the itemization and justification are themselves sensitive...to place them on public record could [produce] damage ... in precisely the way that [the] FOIA [e]xemption...is intended to prevent. Hayden v. National Security Agency/Central Security Service, 608 F.2d 1381, 1384 (D.C. Cir. 1979).

Accordingly, for all of the reasons mentioned above, defendant's motion for summary judgment will be granted and

the motions of plaintiff for summary judgment and for reconsideration will be denied.

Consistent with this Memorandum Opinion, an appropriate Order will be entered.

NORMA HOLLOWAY JOHNSON
UNITED STATES DISTRICT JUDGE

DATED: October 9, 1987

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ALYESKA PIPELINE SERVICE COMPANY, :

Plaintiff, :

v. : Civil Action No. 86-2176

ENVIRONMENTAL PROTECTION AGENCY, et al., :

Defendants. :

FILED
SEP - 9 1987
JAMES F. DAVEY, Clerk

ORDER

Upon consideration of defendant's motion for summary judgment, plaintiff's motion for summary judgment and for reconsideration, and it appearing to the Court that the granting of defendant's motion would be just and proper, it is by the Court this 9th day of September, 1987,

ORDERED that defendant's motion for summary judgment be, and it hereby is, granted; and it is further

ORDERED that the motions of plaintiff for summary judgment and reconsideration be, and they hereby are, denied.

Norma Holloway Johnson

NORMA HOLLOWAY JOHNSON
UNITED STATES DISTRICT JUDGE

Alyeska Pipeline Service Company v. EPA

Civil Action No. 86-2176, September 7, 1987 (D.D.C.)

Judge Norman Johnson of the United States District Court for the District of Columbia has upheld the Agency's withholding of records under exemption 7(A) of the Freedom of Information Act. The records in question were obtained from an Alyeska employee and relate to possible violations by Alyeska of the Clean Water Act, Clean Air Act and TSCA. EPA claimed that release of the records would interfere with its law enforcement proceedings. The court agreed and also refused plaintiff's request for the Agency to index each withheld record. Judge Johnson concluded that indexing each record would result in exactly the kind of harm to EPA's law enforcement proceedings which it was trying to avoid under exemption 7(A).

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ALYESKA PIPELINE SERVICE COMPANY,	)	
Plaintiff,	)	
v.	)	Civil Action No. 86-2176
ENVIRONMENTAL PROTECTION AGENCY, et al.,	)	
Defendants.	)	

MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Preliminary Statement

This is an action brought pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. §552 (1982 & Supp. II 1984), amended by Pub. L. No. 99-570, §§1801-1804 (Oct. 27, 1986), in which plaintiff, Alyeska Pipeline Service Company (Alyeska), seeks access to documents provided to the Environmental Protection Agency (EPA) by Charles Hamel.[1] The affidavit of John Kohn, Associate Regional Counsel, Region 10, EPA (hereinafter

[1] Plaintiff's complaint names Lee Thomas, Administrator of the EPA, as a party defendant in this action. Defendants note, however, that federal government officials or employees sued in their official capacities are not proper defendants in a FOIA suit. See, e.g., Friedman v. FBI, 605 F. Supp. 306, 317 (N.D. Ga. 1984); Exxon v. Department of Energy, 585 F. Supp. 690, 708 (D.D.C. 1983); Providence Journal Co. v. FBI, 460 F. Supp. 778, 782 n.2 (D.R.I. 1978), rev'd on other grounds, 602 F.2d 1010 (1st Cir. 1979), cert. denied, 444 U.S. 1070 (1980). Consequently, only the Environmental Protection Agency is a proper party defendant in this action under the FOIA. See Canadian Javelin, Ltd. v. Securities & Exchange Comm'n, 501 F. Supp. 898, 904 (D.D.C. 1980).

The twenty-two documents at issue in this case, all of which are apparently Alyeska's corporate documents, were submitted to EPA by Charles Hamel, a private citizen, who has filed a notice of citizen's suit alleging that Alyeska has violated certain environmental statutes. Hohn Affidavit, para. (9). As the result of EPA's request that he provide only documents that would substantiate particular, allegedly illegal, activities by Alyeska, Mr. Hamel selected and submitted the particular twenty-two documents at issue in this case from a much larger number of such documents that he has in his possession. Id. Consequently, their release to plaintiff under the FOIA would reveal the scope and direction of EPA's pending investigation of Alyeska by alerting it, the target of the investigation, to the particular activities upon which EPA is focusing its investigation. Id. at para. (13). Cf. Willard v. IRS, 776 F.2d 100, 103 (4th Cir. 1985) (agents' notes of interviews with targets properly withheld pursuant to Exemption 7(A) as "selectivity in recording would certainly provide clues . . . of the nature and scope of the investigation").

It could reasonably be expected that the ongoing enforcement proceeding would be harmed if Alyeska were to become aware of the specific scope and direction of EPA's investigation of Alyeska's allegedly illegal conduct. In a case similar to the one at bar in that premature release of the records at issue could have alerted a potential defendant to the precise nature of the

For the foregoing reasons, and based upon the entire record, defendants respectfully urge the Court to grant their motion for summary judgment.

Respectfully submitted,

JOSEPH E. DIGENOVA (D.C. Bar #073320)
United States Attorney

ROYCE C. LAMBERTH (D.C. Bar #189761)
Assistant United States Attorney

Dated: December 12, 1986

RAYMOND J. McKENNA (D.C. Bar #375849)
Attorney-Advisor
Office of Information and Privacy
United States Department of Justice
550 11th Street, N.W. - Room 933
Washington, D.C. 20530
(202) 724-7341

To ATS, Trotter, Pat Wellington (head of security)

Ed Boyle - local atty. (given state AG)
Wellington approached Hamilton Cooling & possible leaks. Subtracted th O.D of Wrecker hut — spread investigative unit

Set up dummy corp to collect info to assist people in bringing class action environmental lawsuits = Equalatic

Atty O Hamel's house got legal doc — Hamel removed the stamp.

several attys: one in hotel, which was videotaped.

Seal is w/ O/s counsel, not w/in the co. Hamel using phoney names, getting docs provided that way. He has computerized data base. Trying to sell the software for 6K, but undercover people are asking for the docs.
He has boxes of docs in his house, plus lots of docs on computer.

Hamel et al videotaped atty he will go away for 18 m, plus min. policy for employees 3). Each ppl to go away for 10 m in atty w/ counsel for TAPS owners.

Hamel was broker for shipping services. He bought & sold also, & guaranteed high level of oil. D/spoke himself & lost $. Concluded that alyeska was phonifying records abt H2O, complained to TAPS owners, claims he got blacklisted by owners.

Sought Tariff atty on how to measure H2O before P.O.C. He lost. Also complained to FBI he got punched out for his oil storage. FBI concluded was wrong after investigation.

Lots of complaints to agencies, often result of info provided by the employees. He made FOIA request to EPA

in gde. that does. not identify the employee: shortly thereafter statute

Ed Boyes - Nashville - Alaska jury trial lawyer. Spa. San Diego, Anchorage

Investigation going on for four months. ? - what to do now. Mtg in Fla. Aug 3 9:00 Coral Gables.

Research needed:

1. What claims we have? RICO? <need funds>
2. Where to bring it - preferably Alaska
3. Damages + injunction.

next Tuesday @ BT&B

2d week Aug. will need

Julian Mann, former Bailey partner, represents Hamel, told Lillie Sherman that Hamel reading BTB email has access to stolen docs to disqualify Tr. Lawyers?

will need to involve Ken Olson - TRO (w/ Evans)

for TRO injunction

we want injunction against his interference w/ our K w/ counsel

Glenn O'Connell OC atty for H, will send Hamel file

2d grand jury investigation

Anchorage Aug marriott 6:30 pm

Sheraton - Grande

Ken - evening flow

BTB - am - evening flow

72719-22

Charles Hamel 7/17/90
atty
Tom Trotter P.I. D. Union - bodyguard
Dave Kilty -

Pat - Facts - investigation
Ed Boyle - former atty general Ala

M. Tremiller - President of Alyeska
Mirsky - no strings, long-term woman
in seat
Lockheed pact - Carl Gabbola
proprietary leaks from our employees
Wackenhut -
Equalight? Exquisite
Goodlight - not non profit corp & lucky
case actors re convicted problems
Confusion - 3 undercover - met Hamel
Mr. Black - set up meeting - it resulted in a
Citizens Congress.
Hamel in Virgin - Alyeska
Tom has gave & then - legal
Vidas tapd him -
one employee from Vol Oregon supplied info - thinks
leak is outside counsel.
Hamel has intel in corp & in
Virg. was flying near as mid drop.
has indicted considerable set of data on
computer program.
bodies & bodies off Alyeska docs.
6000 for just program -
invited on probe to Dept of Atty Gen - Alyeska
supplied info on fish runs

F2R502400

[illegible] computer - home
[illegible] gubmg - got caught
★ [illegible] - if paid $7,000,000 plus [illegible] progr
for employee - would go away - Expunged employee
made statement

[illegible] - did he get
[illegible] - home alone
[illegible] of [illegible] - [illegible] contacted
> [illegible] - he granted with limit in exchange of
pld - [illegible] [illegible]. [illegible] [illegible] what
happen - contacted what concluded Alyeska was
falsifying records - when to [illegible] - had [illegible]
- 1st step to include - PUC hearing
has never such cases for damages
FBI got involved - conducted C.H.'s allegations
not founded.

Disqualified from employment of Alyeska -
Damages
Paid - Freedom of Info Act [illegible] [illegible] Alyeska
[illegible] that employee was reporting to
Hamel contents that he was upset for [illegible] flowers
★ stations - Stated [illegible] which [illegible] include -
need to know if Hamel protected.

Very well connected man - works pipe -
[illegible] Alyeska [illegible] trial lawyer - [illegible] - [illegible]
legally think -
Def [illegible] investigation going on for over 4 months.
Don't want to continue operations or not.

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: AUGUST 1, 1990

RE: TELEPHONE CONVERSATION WITH CHARLES HAMEL ON JULY 30, 1990

At approximately 6:30 p.m. on July 30, 1990, I telephoned Charles Hamel. The following memo outlines that conversation. I have attempted to use as much of Hamel's phraseology as possible. Hamel gave the following information:

The Attorney General from Alaska was in town this week and he had spoken with him several times by telephone.

He and Rick Steiner had been working on a draft with a person from the House of Representatives as well as someone from the Senate. The draft, which was approximately 30 pages in length, had to do with a Citizens Advisory Group to oversee Alyeska. Hamel said it was his request five years ago and now a Presidential Task Force will do the job with an audit of Alyeska from top to bottom. The President has the onus to say how the system is going to work at the end of the two year audit. Only the President can determine if the system is safe and sound. The task force will have to institute an 800 number. Hamel said that 800 number would put he

PRIVILEGED WORK PRODUCT INFORMATION

F2R445049

EXHIBIT 68

and his 800 number out of business. The program for the health care of the employees would be called public health as opposed to employee help. Hamel said it was all the same to him.

Hamel said he felt like a billion dollars after all the years of fighting he never thought he would account for anything.

Hamel said that the pipeline was slowed down the other day. When I asked him why, he said that apparently it was covered pretty well in the L A Times. He couldn't get the Wall Street Journal to cover it because it was a power play and they did not feel it was enough to make noise about. In 1987, he provided testimony to the Senate about air quality problems. That Alyeska was cheating and breaking the law. In 1985 when he reported the same to Russell's counterpart then or his predecessor Ernesta Barnes with Region Task Force she literally threw him out of her office. He then took two years to get his heavy data for the employees and he provided the testimony to NWA Hearings for Bennett Johnson. Bennett's staff wouldn't let him testify. He then wrote a letter to the EPA Administrator about what his testimony would have been in October 1987. A couple of days later Bennett wrote a letter to EPA that talked all about Chuck Hamel's testimony and that it was real. And that what Hamel was saying was true. Apparently someone wrote back

to Alyeska and gave them a month or two to see what the answers were to Bennett's and Hamel's questions. They never got the questions answered. Hamel said that some of the questions had to do with problems that let up to the Exxon Valdez. Roby Russel had been sitting on the information. His staff apparently was telling Hamel that they couldn't do anything.

A week after the Exxon Valdez incident, Ray Nye, who is head of the Air Quality Division, called Hamel in Valdez and said that he wanted Hamel to know that Region 10 got instructions from headquarters in Washington, DC to move something out of there. A Form 114 is like a court order or an EPA order to answer questions. If one doesn't answer the questions they apparently take them to court. You have 30 days to answer and they have not been answering for over a year. Nevertheless, Ray told Hamel that he couldn't get the 114 moving as quickly as he should have. He said that it was sitting on a desk in Washington for six months and it was now outdated.

Nye told Hamel how Alyeska lawyers would answer. They hung tight together and never gave any answers. It wasn't until many months later that Alyeska lawyers finally gave answers.

PRIVILEGED WORK PRODUCT INFORMATION

Just a few months ago, when Alyeska lawyers gave some other answers the answers blew EPA's mind because they were in violation up and down the pipeline. The violations were massive regarding hundreds of tons of pollutants on each location being dumped. EPA apparently issued a Notice of Violations that was approximately 27 pages long. Again, EPA called Hamel for advise. Ray Nye also called Hamel prior to the issuance of the notice.

According to Hamel, the EPA has given Alyeska 30 days notice now to comply and when they knew they couldn't comply they would have to shut the pipeline down and dismantle a lot of things.

Apparently the Alyeska lawyers were at a meeting in Washington recently. After receiving some Notice of Violation, instead of saying that they were sorry they just hung around for a couple of days and didn't say very much at all. They would just come in and bitch and say that it was wrong and they were being harassed.

The owners met in California and they all agreed to threaten the EPA with the shut down of the TransAlaska Pipeline System if they had to put up with EPA. That 25% of our oil, if EPA didn't back off, would be immediately down.

PRIVILEGED WORK PRODUCT INFORMATION

Hamel then sent a letter to Ray Nye and told him that there were meetings and discussions about shutting down the pipeline. Hamel said he was aware that there were lawyers in Seattle with two Alyeska lawyers and five outside lawyers and they were sitting there saying that they refuse to leave until there was an agreement and that they would not be backing off about shutting the pipeline down. Apparently Nye was aware of that and said that he had never seen an industry do that before. Nye told Hamel that usually when you get caught doing something you say your sorry and back off. The lawyers from Alyeska didn't back off.

Hamel said that the Alyeska lawyers had been so successful after being caught for several years and they play some kind of games like they played with Roby Russel in the past. Apparently they notified the Governor of Alaska that they were slowing down the pipeline. They went to a Federal Judge in Anchorage and told them that they literally that morning had to slow down by 500 barrels. That the State was going to lose money. That people would have to import oil and all kinds of things. Hamel said that as a result of that, there was much intensity from the Energy Department, the Whitehouse and everyone else on EPA's back. Apparently EPA did not back down. The EPA guys told the Judge that Alyeska was wrong and this business about the 11th hour and no notice and not being

treated fairly was a bunch of bullshit. The Federal Judge in Anchorage didn't understand what he is doing and he gave them a ten day stay. Hamel said there was an editorial in the paper about that. He said he was keeping the press informed, through his sources about what was going on. Apparently the Anchorage Daily News wrote an editorial covering the same issue.

Hamel mentioned that he gave Ted Stephens a lot of help yesterday because he got involved in chasing Howard, last name unknown, from the EPA.

Hamel mentioned that next week he was supposed to see the boat Captain. He told me he would like me to be in Washington about the same time so I can hear the news first hand.

Hamel mentioned that he had a couple of things to tell and that one of the things fits into The Ecolit operation. Speaking of the Exxon Captain he said that his big problem right now is that Exxon and he didn't understand why had a number of their ships were so broken down. That they were accidents ready to happen. The crews were overworked. They were running 120 days instead of 60 days. They're lacking crew. Everyone is quitting on them. A lot of the crew are moving over to FIU so they just don't work. Some

apparently were quitting because they were scared. They're not allowed to work any overtime. They are not allowed to do any maintenance on overtime. The maintenance is not getting done and the ships are just deteriorating. Exxon has gotten so cheap and have bunch of idiots working for them so they can't get off their ship.

Hamel said that on a cargo vessel you come into port for 5 or 6 days and the crew can take some time off. In a tanker it's port to port and your out of the hook somewhere. You don't even know when you can get to shore and make a phone call. So Exxon keeps you out at sea more than 60 days. Exxon is so short that they can't tell you when your going to come home. Apparently Exxon keeps telling the crew that they will get a replacement for them the next week and this goes on and on.

Hamel said this scenario results in you getting a bunch of guys that first are very unhappy and overworked. Apparently they are very young with no experience. Hamel mentioned that the NTF comes out tomorrow. Hamel said he could assure me that one of the things they were going to talk about was the overworked, overtired employees. Hamel said that Exxon can't afford until the suits are over to properly man their ships. Hamel said apparently there were

serious negotiations going on with regard to a plea agreement and restoration and bargaining. Hamel said he couldn't believe he was in this game.

Hamel said the Attorney General of Alaska had been there for five days with his entire staff. Hamel said that he had been talking to him a lot, but he didn't get involved in details. Hamel said that the Attorney General did not know the details of what Hamel was doing. Hamel told me that Doug Bailey the Attorney General, was getting pretty famous as a result of the oil spill and that he and I should get together. Hamel said Bailey was not anxious to go running back to the old law firm full time and mentioned that Bailey and I could, "make some music."

Hamel mentioned that he had talked to his lawyers about moving the settlement agreement along. He told them that they couldn't just pay him off. They would have to develop a health plan for the employees. His last message was that they wouldn't have to give him credit for they could give full credit to George Miller. Now that the Presidential Task Force is looking into the same subject he felt they would get it done.

PRIVILEGED WORK PRODUCT INFORMATION

We talked briefly about Rick Steiner. I had mentioned that I had seen an article on Steiner in July's National Wild Life which features the State of Alaska. The article was entitled Alaska and the Fragile Frontier.

Hamel mentioned that he had finally got some accolade from an Alaska magazine editor who is in the process of writing a book about Alaska. Steiner had told the editor about Hamel and Steiner and the editor wanted to make the last chapter about Hamel.

Hamel mentioned again that the Exxon ship Captain would be in over the weekend and he would call me and let me know when next week I could spend a day or two with him (Hamel).

Hamel went on to talk about the Exxon Captain. The Captain said that Exxon is a bunch of liars as far as the water and oil. Hamel found out that his original number with regard to the balast water was accurate.

Hamel talked of Don Smiley who is a Vice President at Exxon. He said he is Mr. Ross's man in Washington. Smiley is the lobbyist there. He has known Smiley for years and that Smiley used to date his wife. Hamel wrote a letter to Smiley that Exxon had certain

middle level functionaries (private investigators) who were making a video of him. He said that the constant taking of his garbage had caused an adverse psychological reaction to he and his wife, Kathy. He read me the letter which was very dramatic at the end insisted that Smiley convey to Ross that he withdraw the investigators. Hamel said that the dramatic letter would cause Ross to be upset. In Hamel's words, "sounds a little dramatic, but I know he's going to shit."

I asked Hamel how the private investigation was going of the people that were taking his garbage. Hamel told me he had a problem with the license tags on the car and that the tags don't match the car. He also told me that he didn't have enough money to keep going after the people and paying a private investigator. Hamel mentioned that he was in very serious financial trouble. Hamel said he had two problems. One, that he was going to get his Exxon money in a separate deal as part of some kind of settlement. The second problem was that the appraisers are still at work and it's been so slow that he is not getting money from the bank in terms of a loan. He said that the bank had closed in on him and that they cut off all finances. The bank examiners have called him a bad loan and they are on his back to correct the situation.

I mentioned to him that I would be glad to hire him as a consultant and actually pay for some of the reports stolen from Alyeska. I told Hamel that I wanted to assist him by scanning in the documents that he had from Alyeska. He told me that he had literally 15 or 20 boxes of documents from his sources. I told him that I had a staff that would scan the documents and provide results to him. He said he wanted to think about the offer and that we would talk in person next week.

The conversation was then terminated.

WBB:jl
427.A8

PRIVILEGED WORK PRODUCT INFORMATION

TELEPHONE CONVERSATION WITH CHARLES HAMEL

HAMEL: A draft with him. He was working on the draft all day he's writing up the conference report to the house guy. The house guy and the senate guy are right near they are putting it together. It was 30 some pages -- in the middle of -- was a citizen advisory group to over see Alyeska. My little request five years ago auh and a presidential task force, auh, and they have two years to do an audit of Alyeska from top to bottom and the president really did a super job on this. The president has the onus to say that system is now is going to be a the end of this two year audit is safe and sound. If there not lucky to be -- or something like that like in the past the president has a task force that he's gonna name and send them in there people from Transportation Department, from Environment with the law, you know a bunch of engineers -- and they have to institute an 800 number, so am going to be put out business, an 800 number for hotline for Alyeska employees to provide information and auh, they have to do an audit of the public health for me that's my. They call it public health as opposed to the employee help it's all the same to me.

WBB: Yeah, that's great.

HAMEL: I mean I really felt like a billion dollars, I mean all these years, usually you could fight all you want and never account for something, why not. So that was pretty good. The other thing is you may have heard they slowed down the pipeline the other day.

WBB: I didn't hear that.

HAMEL: Auh, it's great. L. A. Times covered it pretty well and so the did -- news. Wall Street Journal did not want to cover it yet cause it was a power play and they figured it was enough to make noise about. In 87 I provided testimony to the Senate that the about the air quality problems of all the -- that Alyeska was cheating was breaking the law. And in 85 when I reported it to -- Russell's counterpart then or his predecessor Ernesta Barnes with Region Task she literally threw me out and said it was none of business and the DEC got -- at the time of commission and said it was none of business. So I took two years to get this heavy data for the employees and I provided auh, testimony to NWA hearings for Bennett Johnson and Bennett's staff wouldn't let me testify and Bennett didn't know about it the next day so anyway it's no concern of mine, but so what. So what, so what Bennett

EXHIBIT 69

did though he wrote a letter to EPA Administrator this would of been my testimony of October 28, 1987 and a couple of days later Bennett wrote a letter to EPA that said what is this all about Chuck Hamel's testimony is it real, what is it that he's saying is it true, can we correct, give us your recommendation, etc. And they wrote back and said that well, we ask these questions of Alyeska and we're going to have them with a month or two and will see and let you know. They never got the answers, they never got the answers and I think I told you about this they ended out with the Exxon Valdez, Roby Russell had been sitting on it. His staff were telling me Chuck you know we can do anything. Washington, Roby are just sitting on it and I kept telling the guys well hang tough. I didn't want them to raise hell, if they do they'll get fired for nothing since they were with me and helping me and it turns out after the Exxon Valdez maybe a week later Ray Nye who is head of the Air Quality Division calls me in Valdez and said Chuck I want you know that Region 10 got instructions from headquarters in Washington to get that sucker out. The 114 is like a court order almost its an EPA order to answer these questions or we'll have you in court. You have 30 days to answer and they had not been answering for over a year and something. Anyway, so Ray said Chuck I can't get it out right away like they want. It's been sitting on their desk in Washington for six months now so it's so out dated they got to rewrite and it'll take weeks and weeks, but anyway I'll get it out. Then he started telling me how they wouldn't answer and the lawyers got involved. The Alyeska lawyers and they hung tight and they never gave them the answer and then they finally gave them answer it wasn't worth any so all hell broke loose and they finally many months later gave the answers. Just a few months ago when they gave the answers it blew EPA's mine because they were in violations up and down the pipeline I mean massive violations hundreds of tons of pollutants on each location being dumped out and their breaking the law all over the place. So EPA issued a Notice of Violations and it's like 27 pages. Again they called me just when I went on my little vacation, went Alaska the other day. Ray Nye called me I want you to be the first to know we are issuing a 27 page Notice of Violation, you know, you should know cause if it weren't for you we would of never gotten otherwise we still wouldn't of know about all this stuff, so auh, that made me feel good.

WBB: That's great.

HAMEL: Wait a minute now it get's better. Then EPA, I mean Alyeska has 30 days to comply and they couldn't comply and they have to start a pipeline down to

comply and dismantle alot of stuff, but at least they came in and said we agreed, we're sorry, will back up, will try to do something. Instead they hung around for a couple days didn't say much came in and bitch and said it was wrong and they were being harassed and finally while was in Seattle a few ago ten days ago when I talked to you auh, I heard from the grapevine that the owners bet in California and they agreed on -- to threaten the EPA with the shut down of the Trans Alaska Pipeline System that 25% of our oil if EPA didn't back off. So I got a letter Ray Nye and I tell him that and he said well, they're here for the third day in a row they're sitting here in Seattle with two Alyeska lawyers and five outside lawyers and their sitting here saying they refuse to leave until agree and we are not agreeing backing off so they did exactly what you said I warned them a couple of days earlier and they said we're going to shut the pipeline down if you don't agree, back off and we told them to shut the fucker down you do what you want. Ray said he's never seen any industry ever do this before. When you get caught they usually are sorry and they back off. These guys have been caught for several years and they play all these came because they've been so successful with Roby Russell in past. Well they were successful with them until the Exxon Valdez. So anyway they then went to the Court of Appeals in 9th Circuit and got thrown out from there, they tried to get a stay of the EPA order they got thrown out. Then they turned around and notified the governors and slowing down the pipeline and then they shut it down and it went to the Federal Judge in Anchorage and told him that they literally that morning they had slow down by 500,000 barrels. The state was going to lose some money. That the people would have to import more oil and all that kind of crap. And what intensity -- energy department whitehouse everybody got EPA's back instead of blowing at and EPA still went back down. The EPA guys still went back down. The EPA guys told -- that Alyeska was wrong and this business about 11 hour no notice and not being treated fairly, etc. That's bullshit they've known for years and in the middle of all that Judge -- the Federal Judge in Anchorage doesn't understand what he is doing and he gives them a ten day stay. This is all last week they literally throw the pipeline down.

WBB: Unbelievable.

HAMEL: There's an editorial in the paper about, see I was keeping the press informed of what was going on and so they were picking his offer and writing stories

about it. So the Anchorage Daily News wrote an editorial about you know, for three years they have been trying to ask the questions and these guys when they finally answer the question their in trouble and so now they play this came of threatening us with shutting the pipeline down and slowing it down like they did it's about time they start becoming good citizens. But Ray tells he's never seen a company ever do this before it's probably because you know, -- or your name and auh, any of these individual companies. Would be scared to death to do this, but these people are like ----. It normally the companies when they first got that letter three years ago would of immediately come in and walk in the door and say ok, we are sorry, trust us, we are going to do it right and we'll work with you. These guys act so --- of Roby Russell sided off for three years that unbelievable. But that's my own number so I am auh, I gave Ted Stephens alot help yesterday over it because he got involved in chasing -- Howard EPA telling him off that their harassing Aleyska. I go wait a minute your taking me and my employees on you know, you stayed out of this all along and now your come in the wrong side. Okay.

WBB: Chuck what's a good time next week?

HAMEL: Well the only thing I've got is what day I am supposed to see this captain. At the moment it doesn't make a difference to me.

WBB: What's the chances, what I like to do is spend sometime with you chatting about what we talked about before I'd like to.....

HAMEL: I'm going to sit down and chat with you this time. Right. We got to do some ----.

WBB: I think so to and I think we have to talk about my offer and see how or if you want to get involved with us in terms of some kind of arrangement and then the next thing is it might be a good idea for me to be in town at the same time that this guy is there. Just so we can....

HAMEL: Oh no, I have to go meet him and boy is he skidish, but I was supposed to meet him last time and it got screwed up by I was supposed to be in the West Coast in a certain hotel, at a certain night, certain day and all that kind of stuff. He won't even call here we're talking to another party, but he is real and he is upset. The way I get it to make it easier I was gonna go meet him auh, in New England and

then I decided wait a minute rather then I don't want him scared at all. I told him when we meet we work out whatever ground rules he wants so I have suggested we meet with our intermediary who we both trust and he liked that and in fact I got a message from him today. Incidentally, something else I forgot to tell you about. Two things, one of the things this guy wants from me which fits you I think. He said his big problem right now is that Exxon, he didn't understand why, but you will he can't understand why Exxon got a number of their ships are accidents waiting to happen right now. The crews are overworked. They are running 120 days instead of 60 because they're lacking crew. Everybody is quitting on them. Alot of people are moving over to FIU they just don't want to work ---- they're going to Sea --- and they're quitting because they're scarred. They're not allowed to do any overtime, they're not allowed to do any maintenance on overtime. The maintenance is not getting done and the ships are just deterring and they think it's because Exxon has gotten so damn cheap and a bunch of idiots to work for and they can't get off their ship. I don't know if your familiar, if your on a cargo you know may come into a port for 5 or 6 days --- you can take sometime off, but in a tanker it's port to port your out of the hook somewhere you don't even get into shore to make a phone call. So they never keep you out more than 60 days. Exxon is so short that they can't tell you when your gonna come home. So they keep telling you will try to get a replacement next week, and you pull into port next week into the hook somewhere and the pilot comes on board and your agent comes on board all that kind of stuff, but no replacement, say sorry, you know, we haven't got one but will try next week. And the next week, at the next port same thing happens and you go on for 120 days. Now you get a bunch of guys like that first of all their unhappy there overworked timewise apparently and the argument they're making is that there also young with --- that's what's keeping them from having accidents because their young enough to handle everything going wrong. Machinery doesn't work right everything is not working right. So they think it's because Exxon is being awful cheap, I think you have figured it out by now Exxon can't afford, see the NTF --- comes out tomorrow and I can assure it's going to talk about one of the reasons for this was that the crew was overworked tired and what not and couldn't handle it and were short men. So Exxon can't afford until the suits are over to property man their ship now, they can't increase the manning.

WBB: Well the changes in manning will be like an admission to the other.

HAMEL: So they can't do it. In the meantime it's going on and on. I think from Exxon's point of view I guess I didn't tell you there's some negotiations going on to get them out of the restoration and plea bargaining on that whole indictment and I'm very aware of it because I help cause ---- I can't believe I'm in this game anyway. I more than hells caused it and a the Attorney General's of Alaska has been here for 5 days with his entire staff.

WBB: Did you have a chance to talk with him?

HAMEL: All the time, but I didn't get involved --- talk with him. I caused them but I sure's hell didn't want him to know I knew what was going on. They supposedly were meeting regarding the release of scientific data. Can you picture the Attorney General of Alaska and his office top staff and the Exxon Valdez situation and our outside counsel, the attorneys for the plaintiff, Exxon top attorneys and staff in the Justice Dept. all meeting for 5 days about releasing some of the scientific data. And anyway, gee you ought to consider things, you just gave me a hell of an idea, you know Doug's getting pretty famous in this whole thing, Doug Bailey, the U.S. Attorney on top of that, but he's getting pretty knowledgeable in this whole area. He's not anxious to running back to an old law firm full time I wonder if you guys can make some music.

WBB: I don't know that's something to consider. You know what cracks me up when I hear all these stories and hear all these things your doing. If Alyeska only knew what you were doing, if they all knew how bad this was ultimately hurt them they pay you.

HAMEL: I did talk to my attorneys about doing something but --- just talk and it's not a matter of paying me. I told them that they just can't pay what they owe me they got to supply me a health plan for all the employees. My last message to them was they don't have to give me credit for it. I want every employee track down sound and placed under this health plan and track --- life because I --- and I told them that they don't have to give me any credit they could work it out and say it's a full arrangement with George Miller. But that -- but now that they got the presidential task force looking into the same subject I'll tell you I hear they --- --- was sitting in the audience and this shit is going on the Alyeska people and I hear they were shit face.

WBB: Well, what I'm saying is that part of it though the money the owe you and that health plan if they knew everything you were doing they would back off and do that.

HAMEL: They always findout what I'm doing. They got people --- I know that they're climbing a wall and don't want to deal with me and am just gonna keep it until they do something. In the meantime will talk about some of the things that can be achieved the quickest. Which reminds what do you think is the survey show at the National Awareness regarding the Exxon Valdez incident and I'll give you some examples. Apparently if you get a nationwide poll, a survey including the rural areas, immigrants and so on at least of green card people. What do you think would be the --- of who's president of the United States?

WBB: Who's president probably 60%

HAMEL: 72 ---. Alot of people down your way in fact they think it's still Reagan they don't know the difference and then the San Francisco earthquake --- the Armenian 40,000 people died and only lasted a few days. But the Exxon Valdez was 97. something. The highest awareness except for the guys walking on the moon and stuff like that. So what I am recognizing from that it's going to start going away but if you do something in that area it gets really covered.

WBB: Did you see the June and July issue of National Wild Life?

HAMEL: That's the one with the bear in the cover or something?

WBB: Yeah it's got Steiner in there.

HAMEL: Yeah she send me a copy of it that was Lisa Drew. Yeah she made....

WBB: Yeah, Rick Steiner is in there.

HAMEL: Yeah I got it right here in my briefcase. Rick was here all weekend. I just sent him home this morning. He and I met with the Wall Street Journal yesterday morning. Quietly. Lisa Drew National Wild Life, yeah. Chuck, thanks for your help I've only begun to say all I want to hear. Lisa. That's on that Alaska and the Fragile Frontier.

WBB: Yeah.

HAMEL: Look at that picture of that Kayak under the Glacier is that fantastic.

WBB: That's beautiful picture.

HAMEL: I got something finally I get some accolade apparently the Alaska magazine editor is in the process of writing a book about Alaska. --- And Steiner said he wants to -- he asked Steiner to talk to me that the last chapters he wants to talk about me. What he's trying to say apparently is that with all interest people have in Alaska, etc. the environmental community in Alaska and they did nothing and here I am not an environmentalist and I've been doing all this arguing and fighting and am not even an environmentalist, but I have been doing more for the environmental community -- all combined. He's been living there for years in Fairbanks and is now Anchorage and is a writer, but that sounds pretty good and I felt good about that one. Once in awhile you get something that's worth while and keep going.

WBB: That does sound good. Well I'm going to plan on coming up next week then if this guy is coming Thursday then I'll come up around Tuesday or Wednesday.

HAMEL: This guy is coming back over the weekend to New England finally getting off his ship and I'm supposed to hear by the weekend when I'm supposed to see him. So what we should do is by the weekend it's going to be a two day trip so I will let you.

WBB: Alright.

HAMEL: Then this is the same guy whose originally when his first contact with me was regarding his wanting me to open up the Florida Keys problem.

WBB: Ok, I like that.

HAMEL: And guess what else he's got for me?

WBB: What's that?

HAMEL: He said that Exxon is a bunch of liars as far as the water and the oil. My number --- found my original number which I knew anyway but it never had any ships operative to help me. All the captains, all the ships always knew that that water was coming up from Alaska. Exxon said that they didn't know. Well, I'm getting a little more ammunition. Hey, Jesus you know I never taught of it do you have two seconds here? I got a letter that I'm putting out because it's been bothering me long enough that I just decided

to do it. Don Smiley is Vice President of Exxon but he's Mr. Ross man in Washington, he's their lobbyist here. I've known him way back when we first started the pipeline he was here.

WBB: Who is it?

HAMEL: His name is Don Smiley. A personal friend back then when I in fact he was chasing Kathy the same time I was. I just won. I got this little letter that I'm going to give him tomorrow.

Dear Don:

As you are undoubtedly aware certain middle level Exxon U.S.A. functionaries are quite proud of their on going "book and videos of me" the discoveries of these exercises last year did inflate my ego. Conversely the hired intruders numerous exercises at my home for the past month have deflated my ego and given me cause for great concern. I have never had any idea where you, Mr. Ross, VP Mr. Horton or any other task official live, nor have I ever entertained thoughts of devising a web of subsidiaries to reach into your residences in search of data relevant to our oil, water environment disagreement... or in any matter disturb and distrust your family. The media long ago educated us to the fact that south -- investigators working for subsidiaries of subsidiaries often taken prudent liberties to enhance their bounty. My videos and personal observation of these "investigators or dimwit" -- to my residence are caught in nightmares. I admit that one of them really frighten me one midnight. Since I thought he was attacking me we were both lucky I didn't blow his brains out rather then becoming petrified speechless in the dark and I was lucky he actually didn't see me and take some reactive action of his own. Some very dumb mid-level functionaries have overstepped without considering the probability of mishalf with such operations and accident waiting to happen has been created Kathy's returning home from Seattle this week -- naturally apprehensive over this seized on our home. I insist that you immediately convey to Mr. Ross my request that he warrant his fellow colleagues -- that one of these hired dimwits harms a strand of Kathy's hair I buy it by accident. I swear that they'll be no forgiveness of whatsoever.

Sounds a little dramatic but I know he's going to shit. He's going to do something and they'll come back to me and say Chuck we know nothing about it. They're going to say wait a minute when I gave my testimony to Bennett Johnson in October of 87 about the whole pipeline being --- pumping

all the waste and pollutant the Chairman of the owners committee in Taft was Exxon Darryl Warner and Darryl Warner called and told me on the phone that I was irresponsible to have said such a thing that none of it was true that I was listening to the wrong people. I said wait a minute -- recovery system, incinerators and all that is not working in Valdez and he said your crazy, but you were there not very long ago and your trying to tell me it was running when you were there? Not only running but it was purring like kitten and I -- that he didn't know it but that the whole damm system blew up it wasn't working at all, it wasn't working for months. They were venting very dangerous situation with internal it could of blown up. So my point to them is either he was lying at the time or he didn't know. So am assuming that when they come back and tell me that they don't know anything about this the same thing is happening. They just make sure they don't know.

WBB: Yeah, well did your investigator ever find them?

HAMEL: We have a problem with the tag. The tags don't match the car. I have two problems one, I thought I was going to have my Exxon money this is a separate part of Exxon my settlement, the appraisers are still at work and I thought I had that by now and it turns out it's been so slow in getting the appraisal going that it could be December before I get the money. Meanwhile my bank has really closed in on me and they really cut off. -- the bank examiners called me a bad loan and their on my back to correct and hurry which I can't so I am really getting heavy pressure and I'll be damm I haven't gotten the money anymore right now to have an investigator spend the time to see if I somehow transpose the numbers there are only 3 numbers involved that I may have transposed them or something we can find that out for a few bucks or who knows what else is done. I'm not going to spend that kind of money I just --- why am I becoming the tail of the dog again.

WBB: Well that's what I want to talk to you next week. I'm ready to spend some money and we've got the money to spend we're going to lose it if we don't spend it. We are willing to...I want to do some attacking I'm ready, I've sat back long enough I'm ready to do some attacking.

HAMEL: I'm going to send this out unless you thing it's crazy because it will flush them out a little bit.

WBB: No I think it's a good idea.

HAMEL: I know them well enough that it's going to flush them out because I know these guys personally and they're going to say no shit what the hell I never go to their house --- got there wife screwed up.

WBB: How is Kathy, she's ok right?

HAMEL: Right, but you know we've been driving her sort of crazy we are not doing what we're suppose to be doing --- what the hell am I being bothered by them for. So that guy when he came out at me that night I could of very well killed the fucker. If I had a gun I would of shot because I thought he was coming at me. It turns out you know, but he scared the hell out of me. I fantasize about such encounters and found out that I was scarred. And another thing that happened the other day is a couple of days ago a good friend 40 year, he works for them he's a lawyer here in town and he's tied up with Ted Stephens and represents all the old guys all the time and he's ---, but I don't mine that still nothing wrong with that you got to earn a living. He's 42, 3 young kids and he just found out that he's got leukemia. He's in isolation for 8 weeks under kimo therapy all at a moments notice because he had an irritation in his eye and went to the doctor and he's got a horrible case of leukemia. So everything that was important an hour before as he was going to the eye doctor trying to read the stuff on the side suddenly becomes unimportant and that's when I realize why am I running circles from these guys. I mean we wonder if who's picking up our trash. I'm tired sitting up at night wondering about that or having to worry about paying the guy to go findout.

WBB: Just don't throw that stuff away. I'll tell you what I want to do....

HAMEL: I won't throw anything away.

WBB: I'll tell you what I want to do we talked about this before. Is that I, not only can use some of the raw data in terms of methodology but we want I know your computer guys are backed up because they're trying to sell those things, but I want to do whatever I can. We'll scan in those documents if you want. Whatever you want to do but I want to be able to use the methodology that these law firms use that's what's so incredible in terms of advantage to be able to spend sometime with us and our lawyers.

Hold on let me get this other phone.

HAMEL: Go ahead I'll talk to you later no problem.

WBB: No hold on a second I'm just getting another call, hold on, hold on. Ck, that's my fiancee I can call her back. But anyway -- whatever we can do with that...

HAMEL: Do what with it?

WBB: Well to be able to collate them and do the same thing now that we have that package and we're using it.

HAMEL: Who are your lawyers in this case? Who will be seeing this stuff?

WBB: Well, nobody would be seeing the actual documents, but just the policies and the way they proceed and the way they think and the methodology.

HAMEL: Who are they?

WBB: Local guys that we employ totally that work for us old Finley, Kumble lawyers, they're not old they're my age but they used to work for Finley, Kumble their doing nothing but ecology stuff and we're keeping three or four of them busy full time just preparing things. The source....

HAMEL: No way they'll hurt us and somehow somebody sneak it out to the otherside and tell them what we got and what we've done.

WBB: Oh no, no way. The source of the documents is protected. What I want to be able to do is tell them if you go after Exxon here's what they're going to do and here's the way think and here's where they're going to defend themselves. Most of that information is between your ears and that's the reason we want to hire you.

HAMEL: Alright talk to you later.

WBB: Alright take care.

/jl
427.A6

72719-00022

T& Smith Digital context

K-C work product has gotten into hands of anti-pipeline zealots - Don't get mad, get even. Charles Hamel (Alexandria, Va)

Former aide to Sen Gravel; independently wealthy. Pushes Congress for investigations. Appears w/ success, gets data for objects

Investigation disclosed that he has a pedalling Ex-Valdez work product. He has computer outfit that is compiling the data, which he gets fr. disgruntled Al. employees.

Class action lawsuit - wants to have marshall show up.

Wd want permanent injunction

RICO action? Need found whether exempts from RICO?

Extensive efforts to embarrass Al — once it has made himself available to help employees to blow whistle — protected?

Rec: Preclude ATS cases etc.

Copies gone to George Miller - congressman who chairs committee investigating pipeline

Hotel Eye - British TV show revealed contents of legal memo

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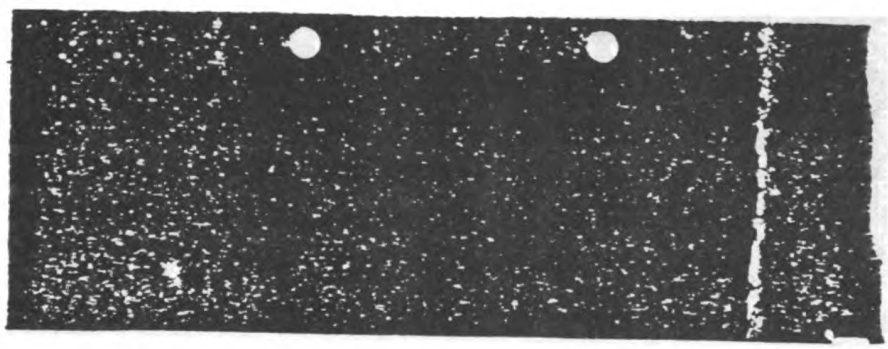
EXHIBIT 70

JG's notes
from
9-3-90
meeting at
Landmark

[redacted]

F2R500044

EXHIBIT 71



Alyeska

8-3-90
7:05 →

Villington

- Lloyd is source of trouble for you like he's had access to propriety information

- 7 owners of Alyeska (each of which has to know)

- new Alyeska president initially gave ok to undercover operation w/o telling the other 7 majors

Heimbold: pres

- Got statistics from Congressman Miller's office

- He told Coyne to get outside legal help

- He evidentially did not tell his own legal dept. at first

- major leak in the Legal Dept.

F2R500045



- He doesn't think it's any in-house entity who is the source of the leak.

- Does we all ~~agree~~ the Exxon Valdez incident
  - many ~~bigger~~ lawyers + law firms involved

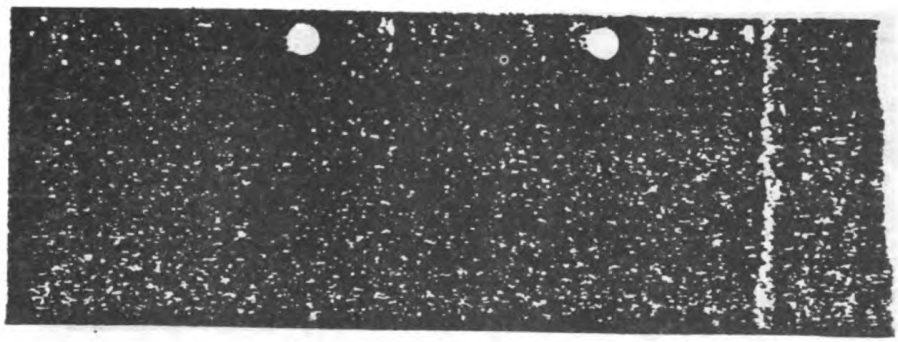
- other suspected leak: employee, Valdez

+ At some point, we will have to tell 7 owned companies

? criminal acts against Exxon and Alyeska] ?

? case with Ct of Appeals

(Roger Tuttle)

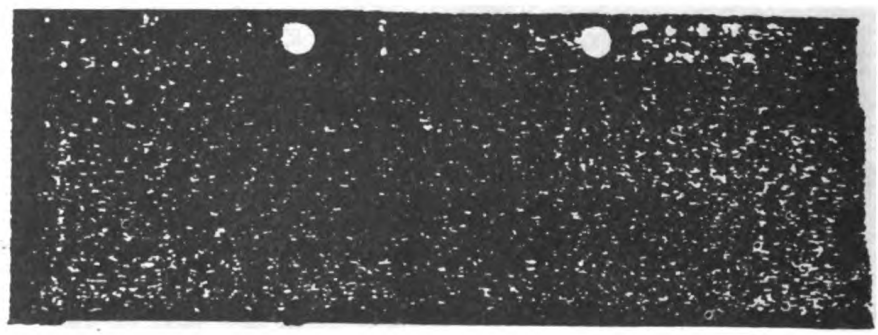


** types are written

Last Night:
- Have identified at least one source, so one major goal accomplished.

Two Goals
1. → Stopping flow of information to Hersh
2. → Preventing him from using the info (civil action)

Other Question: Where Is The Info Going? (and effect on civil spill litigation)
- Peter is doing work to undermine a lawsuit against him.
- Hersh former friend attorney is now the Attorney Gen'l
- His current ally & Banks former partner, Julian Mason
- FBI is investigating on Anchorage



- Oil spill litigation is driving this meeting.

Sept 15: Anchorage Mapl motion in Alaska

- Probably nothing we can do to help the hearing in Sept.

- The new U.S. Atty is a friend of the Velliquettes

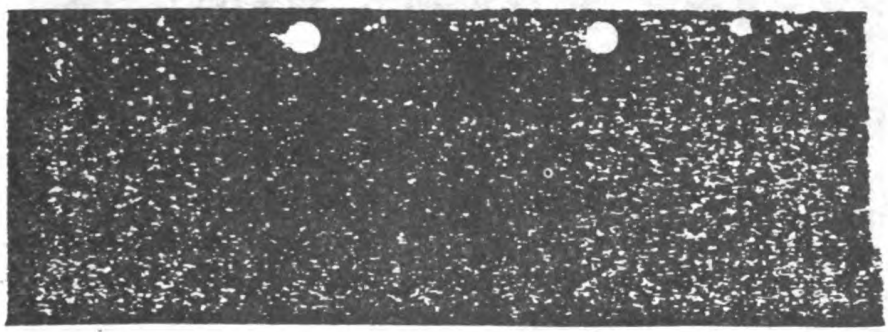
- FBI initially investigated Hunt's military unit (rock oil was smoked down)

  - 6-month limit.
  - found that charges were groundless

- the head agent ~~that~~ is still involved

- Do not sure how the owners will take the news once they're told.

- Conflict of interest policy



- [illegible] Packages [illegible]
also doing some legal work
for Hamel.

(Glow, Eggers + Price)

- Algeria has anti-Air
Film since mid-1970's.

- used for litigation +
labor matters

Primarily deals
with Hamel

Ava, Bob Price

Rick Lund

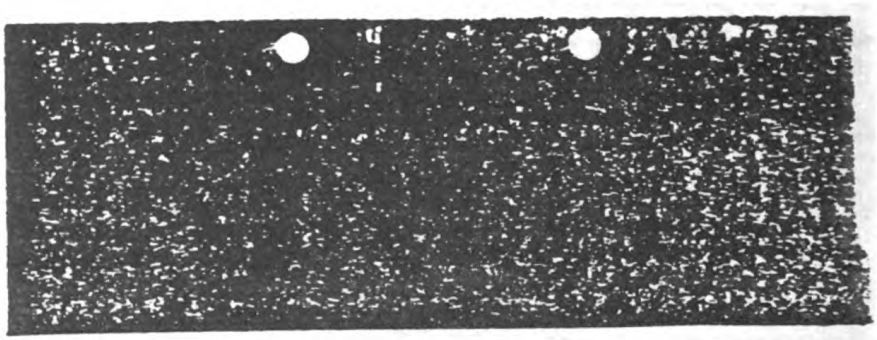
Jan → May 10 phone calls

- He has an 800 number in Virginia

- But only [illegible] are outgoing
long distance calls.

- Bill on the [illegible] to the motion oil
& tube.

- Hamel knows Rick [illegible]



- [illegible] to Glenn Eggers during the [illegible] period.

- - [illegible] Simpson sec'y in Gen counsel office, never calls to or of Hamil's close associates. (to Stan Stephens mothers)

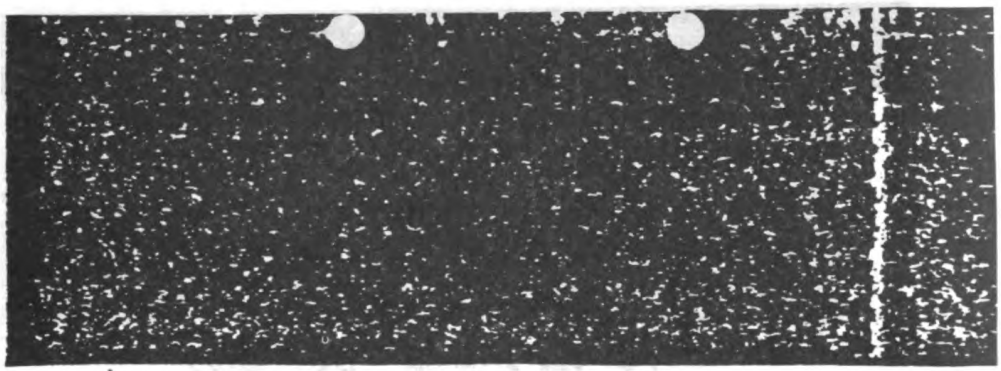
a charter boat operator in Jupiter (but local as result of the spill)

- Possibility Hamil rented else has been overlooked.

- He says Hamil is still being picked up

- Hamil did have to pay a fine for [illegible] during the investigation

F2R500050



Jared:
- suggesting that we give Miller a copy of the lawsuit.

Hazel: They never made a demand letter to Alpeska.

+ But he said it would be legal documents.

Pat:
- what about buying the data base from Hazel?

Lynn:
what about hiring him as a consultant and he would obtain documents?

—

- Lynn
- Hazel said that Danby told him not to use the cable - client list and that he may not [illegible] from yet.

F2R500051

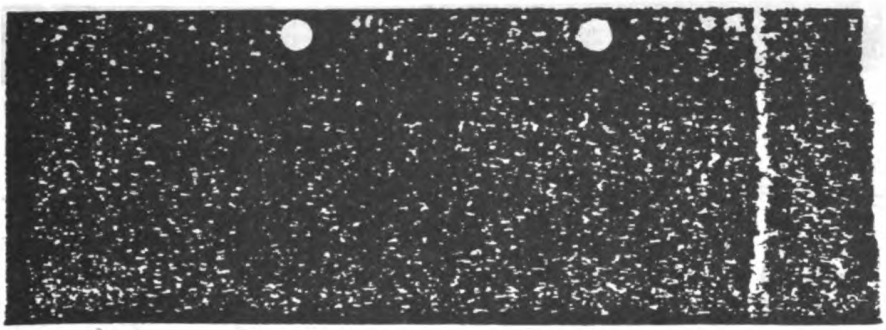
[redacted]

dont do anything to raise any
notion pending matter with
in Alaska!

* Algeria has had legal counsel
in on all illegal situation about
what's been going on
(two by Fed, Algeria Consul

open up office in U.S.
- one line
- lease office with Hazel to
scan documents.

→ send Spitzer's order
to Peter Jones



- He called Justice Dept, which sent FBI to his home

- Bond refused to let FBI see documents.

- Jeff Pierce is Mills's aide

- info on clients of ally-client does] [illegible]

- Scott has physically sexually harassed women.] [illegible]

A class complaint against Alyeska

→ [that might have been committed?] attempt/ we will pursue.

[redacted]

→ Sep 17: possible meeting

F2R500054

[redacted]

AGENDA

August 3, 1990

I. Overview of Investigation and Background. Introduction of Attorneys and Roger Iverson. J.P. Wellington

II. Alyeska Position. Lon Trotter, Esq.

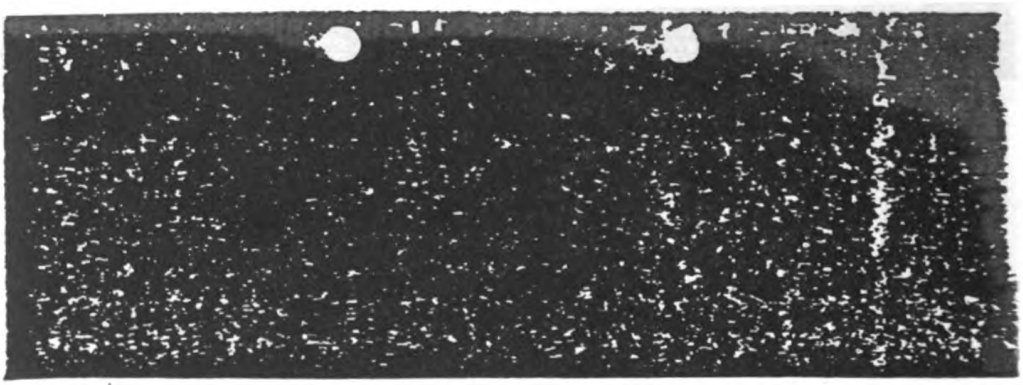
III. Summary of Present Status of Investigation and Introduction of William Richey and Jonathan Goodman. Introduction of Rick Lund and his role. Review Phone Toll Analysis. R. Lund & W. Black

IV. Review of Executive Summary and Discussion. Additions to Four (4) Case Reports to:

a. Alyeska - Wellington
b. Peter James
c. William Richey
d. Wackenhut

Attendees:

J.P. Wellington
L. Trotter, Esq.
R. Iverson
A. Bernstein
W. Richey, Esq.
J. Goodman, Esq.
P. James, Esq.
R. Lund
W. Black



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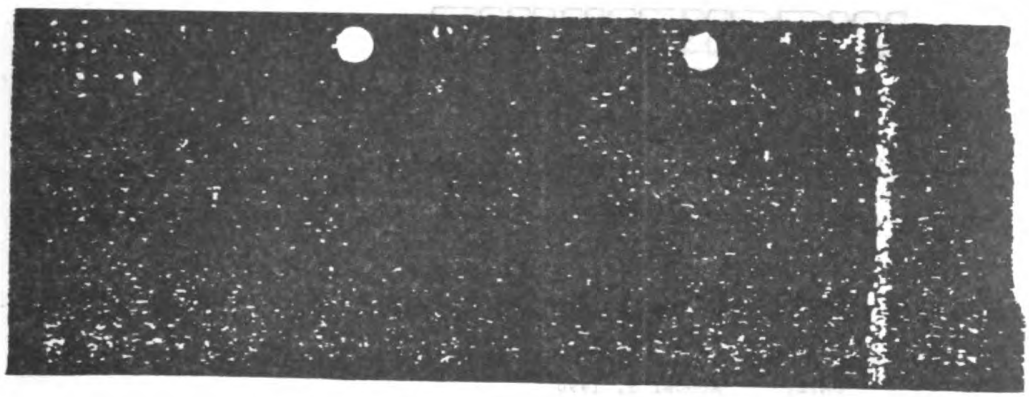
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R. Iverson
A. Bernstein
W. Richey, Esq.
J. Goodman, Esq.
P. James, Esq.
R. Lund
W. Black



Issues:

Crimes or Civil > PR & 5th Amend.

Discovery

Seize docs. > Disc. & Deprivation

Prior Demands for Document for 1951 & other

Fed. Whistleblower issue.

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3009
(305) 662-7363
FAX (305) 662-7382

CONFIDENTIAL

TO: J. P. WELLINGTON

FROM: W. B. BLACK

DATE: AUGUST 3, 1990

RE: 2ND EXECUTIVE SUMMARY OF INVESTIGATION

Since the May 23, 1990, meeting and executive summary, we have spoken with Hamel several times including one occasion that was recorded and photographed using a hidden video camera. Hamel continues to trust us and provide us with information.

INVESTIGATION IN PROGRESS. We continue to have at least weekly contact with Charles Hamel. Hamel's plans to visit The Ecolit Group in Miami have been indefinitely postponed. Ongoing telephone analysis is beginning to paint a picture of Hamel's activities.

INVESTIGATIVE PLAN. Our general investigative plan is much the same as outlined in the May 23, 1990 summary.

RECOMMENDATIONS. We offer the following investigative recommendations for discussion at today's strategy meeting.

A. Immediately be prepared to file a civil action in United States District Courts in Alaska and/or Virginia seeking emergency seizure orders to recover Alyeska property in both states. This would be needed in the event that our true identity is made known to Hamel through his sources.

B. Escalate undercover activity and attempts to acquire stolen documents including Alyeska legal memoranda. It may be advisable to operate a temporary Ecolit office in Virginia, to which Hamel could visit and bring documents. We would wire this office to video and record conversations with Hamel.

C. Terminate Robert Scott's employment and conduct an indepth interview in attempts to make him a witness for us. At the same time we would be close to Hamel to monitor his reaction.

D. Interview other suspects regarding their contact with Hamel.

E. Present the completed investigation with prosecution memo to the FBI and the United States Attorney in Alaska.

WBB:jl
427.A7

PRIVILEGED WORK PRODUCT INFORMATION

DRAFT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

ALYESKA PIPELINE SERVICE COMPANY, a Delaware corporation, Individually, and as Agent for Amerada Hess Pipeline Corporation, ARCO Pipe Line Company, BP Pipelines (Alaska), Inc., Exxon Pipeline Company, Mobil Alaska Pipeline Company, Phillips Alaska Pipeline Corporation, and Unocal Pipeline Company Plaintiff, vs. CHARLES HAMEL, an individual, MANAGEMENT INFORMATION TECHNOLOGIES, INC., a Delaware corporation and KENNETH EWELL, an individual, Defendants.	Case No. A90-_____ COMPLAINT FOR VIOLATION OF RICO STATUTES, REPLEVIN, CONVERSION, INTENTIONAL INTERFERENCE WITH CONTRACT, CIVIL CONSPIRACY AND INJUNCTIVE RELIEF

INTRODUCTION

Alyeska Pipeline Service Company ("Alyeska") for its claims against defendants alleges the following:

JURISDICTION AND VENUE

1. This Court has jurisdiction over the claims for relief under 18 U.S.C. §§ 1964 (a) and (c), and 28 U.S.C. §§ 1331(a). Jurisdiction is further based on 28 U.S.C. § 1332 because defendant Hamel is a citizen of the State of Virginia and defendant Management Information Technologies, Inc. ("Miti") is a corporation incorporated under the laws of the State of Delaware [???] and principally doing business in the District of Columbia.

69

FAP502800

EXHIBIT 73

2. Personal jurisdiction is predicated upon 18 U.S.C. § 1965(b) and Alaska Stat. §§ 09.05.015(a)(1)(D), (a)(3) and (a)(6)(C) (Michie 1983).

3. Venue is predicated upon 18 U.S.C. § 1965(a) and (b) and 28 U.S.C. § 1391(b) and (d) because defendant Charles Hamel has an agent or agents and transact his affairs in the State of Alaska, ~~this~~ acts and occurrences in furtherance of the claims alleged herein arose in the State of Alaska, and the ends of justice require that defendants Miti and Kenneth Ewell be brought before this Court.

THE PARTIES AND PARTICIPANTS

4. Alyeska is a corporation organized under the laws of the State of Delaware. Its principal place of business is in the State of Alaska.

5. Alyeska is the operator of the Trans-Alaska Pipeline System ("TAPS"), which is owned by the following companies, on whose behalf Alyeska acts herein as agent: Amerada Hess Pipeline Corporation, ARCO Pipe Line Company, BP Pipelines (Alaska), Inc., Exxon Pipeline Company, Mobil Alaska Pipeline Company, Phillips Alaska Pipeline Corporation, and Unocal Pipeline Company ("the owners").

6. Plaintiff is informed and believes, and thereon alleges that defendant Charles Hamel ("Hamel") is a resident of the State of Virginia.

7. Plaintiff is informed and believes, and thereon alleges that defendant Miti is a corporation organized under the laws of the State of Delaware. Miti has its principal place of business in the District of Columbia.

FAR50260.

8. Plaintiff is informed and believes, and thereon alleges that defendant Kenneth Ewell is a director and the operator of defendant Miti and is a resident of the District of Columbia.

NATURE OF THIS ACTION

9. This complaint alleges violations under Title IX of The Organized Crime Control Act of 1970, Pub. L. No. 91-452, 84 Stat. 922, Racketeer Influenced and Corrupt Organizations ("RICO"), 18 U.S.C. §§ 1961 et seq., and is brought by Alyeska to seek relief from a scheme devised, conducted, and/or participated in by defendants Charles Hamel, Miti and its directors and operators, including Kenneth Ewell, each of whom conducted or participated, or conspired to conduct or participate, in a pattern of racketeering activity involving the wrongful and unlawful transport of stolen highly confidential and privileged documents ("the subject documents") across state lines and through interstate mail and wire facilities. As further predicate offenses, defendant Hamel has attempted to extort funds from Alyeska at the threat of disclosing the subject documents and has conspired to obstruct and interfere with ongoing grand jury proceedings through misrepresentation by providing, or attempting to provide, the grand jury with the subject documents.

10. The subject documents include, but are not limited to, factual and legal analyses prepared by Alyeska's outside attorneys to be used in the defense of pending and potential civil and criminal actions against Alyeska arising out of the Exxon Valdez oil spill. Many of the subject documents bear the inscription "PRIVILEGED/ATTORNEY WORK PRODUCT."

FARB02802

11. This complaint also alleges pendent causes of action for replevin, conversion and civil conspiracy under the laws of the State of Alaska.

12. The relief sought includes the following orders: (1) determining that plaintiff is the sole owner of the subject documents and is entitled to their exclusive possession and control; (2) for the immediate replevy of the subject documents; (3) permanently enjoining defendants from possessing, copying, using, disclosing or disseminating the documents or their likenesses or descriptions to any other person or entity other than plaintiff; (4) permanently enjoining defendants from contacting or communicating with Alyeska employees, for the purpose of obtaining, disclosing or disseminating documents containing attorney-client communications or attorney work product belonging to Alyeska; (5) requiring defendants to turn over immediately any further documents obtained from Alyeska employees which constitute, discuss or describe documents containing attorney-client communications or attorney work product belonging to Alyeska; (6) requiring defendants to provide plaintiff with a complete list of each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed, telecopied, delivered or electronically transferred; (7) requiring defendants to mail a copy of the temporary restraining order to each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed, telecopied, delivered or electronically transferred; (8) awarding

EXHIBIT

actual damages, punitive damages and treble damages arising from the scheme to defraud set forth herein; (9) awarding costs of investigation and suit; and (10) awarding attorney's fees.

RELEVANT TIMES

13. The relevant times of all facts alleged in this complaint are from on or about _____, through the present.

FIRST CLAIM FOR RELIEF: CIVIL RICO DAMAGES

A. The Enterprise:

14. At all relevant times, defendant Hamel has associated with a group of persons for the common purpose of obtaining, for pecuniary motives, proprietary, confidential and privileged information belonging to plaintiff.

15. At all relevant times, defendant Hamel has associated with a group of persons for the common purpose of holding, disclosing and disseminating for pecuniary motives the subject documents containing proprietary, confidential and privileged information constituting attorney-client communications, attorney work product and trade secrets, belonging to or regarding Alyeska.

16. Plaintiff is informed and believes, and thereon alleges that at all relevant times, defendants Miti and its directors and operators, including Kenneth Ewell, have associated with a group of persons for the common purpose of holding, disclosing and disseminating for pecuniary motives the subject documents.

B. The Pattern of Unlawful Racketeering Activity:

17. Plaintiff is informed and believes, and thereon alleges that the defendants conspired with one another to form a

TIF502604

scheme or artifice to defraud plaintiff by obtaining the subject documents, over a period of weeks, from as yet unidentified past and present employees and agents of Alyeska ("Alyeska employees") who were not authorized to provide the subject documents to anyone other than senior Alyeska officers and Alyeska attorneys (including their respective support staffs), and, with respect to some of the subject documents, to senior representatives of Alyeska's owners.

18. Plaintiff is informed and believes, and thereon alleges that defendant Hamel conspired with Alyeska employees to obtain the subject documents for the purpose of transporting the subject documents, on an extended and continuing basis, across state lines from Alaska to Washington, Virginia, other states and the District of Columbia in violation of 18 U.S.C. § 2314.

19. Plaintiff is informed and believes, and thereon alleges that defendant Hamel conspired with defendants Miti, its directors and operators, including Kenneth Ewell, and Alyeska employees to sell and dispose of the subject documents, on an extended and continuing basis, in various states and the District of Columbia in violation of 18 U.S.C. § 2315.

20. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendant Hamel willfully conspired with Alyeska employees and with defendant Miti and Kenneth Ewell to transmit the subject documents, on an extended and continuing basis, through the United States mails in violation of 18 U.S.C. § 1341.

21. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendant Hamel willfully conspired with Alyeska employees and with

FIR502605

defendants Miti and Kenneth Ewell to transmit the subject documents, on an extended and continuing basis, across state lines over interstate wire facilities in violation of 18 U.S.C. § 1343.

22. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendants, and each of them, willfully transmitted the subject documents on an extended and continuing basis through the United States mail.

23. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendants, and each of them, willfully transmitted the subject documents on an extended and continuing basis across state lines over interstate wire facilities.

24. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendant Hamel willfully conspired with Alyeska employees and with defendants Miti and Kenneth Ewell to transmit the subject documents to federal law enforcement authorities in order by misrepresentation to obstruct the pending proceedings of a federal grand jury, which has identified Alyeska as a subject of investigation, in violation of 18 U.S.C. § 1510.

25. Plaintiff is informed and believes, and thereon alleges that, in furtherance of the scheme to defraud, defendant Hamel willfully conspired with Alyeska employees and with defendants Miti and Kenneth Ewell to, and in fact did attempt to, extort $12-18 million from Alyeska as payment to prevent defendants from providing the subject documents to the media, regulatory and law enforcement authorities, and plaintiffs in various pending civil suits against Alyeska in violation of 18 U.S.C. § 1951.

F2R5022[illegible]

26. In their commission of the predicate offenses alleged herein, and in their violation of the RICO statutes, defendants Hamel, Miti, and Kenneth Ewell, and each of them, acted willfully, maliciously, and in wanton disregard of plaintiff's rights. Therefore, plaintiff seeks punitive damages from defendants in the sum of $_____.

SECOND CLAIM FOR RELIEF: REPLEVIN

27. Plaintiff Alyeska repeats and incorporates by reference paragraphs through of this complaint.

28. Plaintiff is, and at all relevant times was, the sole owner of the subject documents, entitled to the immediate and exclusive possession of the subject documents.

29. Defendant Hamel has been, and now is, in wrongful possession of the subject documents in violation of plaintiff's right to immediate and exclusive possession.

30. Defendants Miti and its directors and operators, including Kenneth Ewell, have been, and now are, in wrongful possession of the subject documents, including their contents and likenesses on electronic media, in violation of plaintiff's right to immediate and exclusive possession.

31. During, and as a proximate result of, defendants' wrongful possession and detention of the subject documents, plaintiff suffered the loss of the use and enjoyment of its personal property, including the loss of plaintiff's interest in the proprietary, confidential and absolutely privileged information contained therein.

32. The reasonable value of use of the property is approximately $ _____ per day, which constitutes

EXHIBIT

the estimated economic value of the continued use of the contents of the subject documents. Therefore, plaintiff has suffered damages which will be proved at time of trial.

33. In taking, wrongfully possessing and detaining the subject documents, defendants, and each of them, acted willfully, maliciously, and in wanton disregard of plaintiff's rights. Therefore, plaintiff seeks punitive damages from defendants in the sum of $_____.

THIRD CLAIM FOR RELIEF: CONVERSION

34. Plaintiff Alyeska repeats and incorporates by reference paragraphs through of this complaint [omit replevin paragraphs].

35. In doing the acts alleged, defendant Hamel has wrongfully exercised dominion over, and interfered with Alyeska's rights to exclusive possession of, the subject documents, the information contained therein and the proprietary and confidential interests which the subject documents represent.

36. Defendant Hamel's wrongful exercise of dominion over the subject documents was inconsistent with, and deprived Alyeska of, its ownership of the subject documents, the information contained therein and the proprietary and confidential interests which the subject documents represent.

37. Defendants Miti and Kenneth Ewell have wrongfully exercised dominion over the subject documents by holding and disseminating them, as well as by aiding and abetting defendant Hamel in his conduct.

38. Alyeska has been damaged by the conduct of defendants, and each of them.

F2R5026C8

39. In converting the subject documents to their use, defendants, and each of them, acted willfully, maliciously, and in wanton disregard of plaintiff's rights. Therefore, plaintiff seeks punitive damages from defendants in the sum of $_____.

FOURTH CLAIM FOR RELIEF: INTENTIONAL INTERFERENCE WITH CONTRACT

40. Plaintiff Alyeska repeats and incorporates by reference paragraphs through of this complaint.

41. At all relevant times, plaintiff Alyeska has maintained with each of its employees employment contracts containing provisions prohibiting employees from disclosing to unauthorized persons secret information belonging to Alyeska.

42. Plaintiff is informed and believes, and thereon alleges that defendant Hamel knew of the existence of these employment contracts.

43. Plaintiff is informed and believes, and thereon alleges that defendant Hamel intended to induce Alyeska employees to breach the confidentiality provisions of the employment contracts by their obtaining the subject documents and turning them over to Hamel, Miti and Kenneth Ewell.

44. Plaintiff is informed and believes, and thereon alleges that Alyeska employees did, in fact, breach their employment contracts with Alyeska by their obtaining the subject documents and turning them over to Hamel, Miti and Kenneth Ewell.

45. Plaintiff is informed and believes, and thereon alleges that Hamel's conduct engendered the said breach of the employment contracts by Alyeska employees.

F2R502609

46. The said breach of the employment contracts by the Alyeska employees caused Alyeska damages in an amount to be proven at trial.

47. Hamel's conduct in inducing the said breach of employment contracts by Alyeska employees was not privileged or justified.

48. In his interference with plaintiff's contracts with its employees, defendant Hamel acted willfully, maliciously, and in wanton disregard of plaintiff's rights. Therefore, plaintiff seeks punitive damages from defendants in the sum of $_____.

FIFTH CLAIM FOR RELIEF: CIVIL CONSPIRACY

49. Plaintiff Alyeska repeats and incorporates by reference paragraphs through of this complaint.

50. Plaintiff is informed and believes, and thereon alleges that defendants, and each of them, formed a conspiracy with one another to commit tortious acts of conversion and interference with contracts.

51. Plaintiff is informed and believes, and thereon alleges that defendants, and each of them, knew that the other's conduct constituted a breach of duty, and provided substantial assistance or encouragement to the other so to conduct himself and itself.

52. Plaintiff is informed and believes, and thereon alleges that defendant Hamel provided substantial assistance or encouragement to defendants Miti and Kenneth Ewell in accomplishing a tortious result, while his own conduct in holding and disseminating the subject documents constituted a breach of duty to Alyeska.

F2R502610

53. Plaintiff is informed and believes, and thereon alleges that defendants Miti and Kenneth Ewell provided substantial assistance or encouragement to defendant Hamel in accomplishing a tortious result, while its own conduct in holding and disseminating the subject documents constituted a breach of duty to Alyeska.

54. Alyeska has suffered damages resulting from the tortious conduct done by defendants, and each of them in pursuit of their conspiracy, all in an amount to be proven at trial.

55. In their conspiracy to commit tortious acts against plaintiff, defendants Hamel, Miti and Kenneth Ewell, and each of them, acted willfully, maliciously, and in wanton disregard of plaintiff's rights. Therefore, plaintiff seeks punitive damages from defendants in the sum of $_____.

SIXTH CLAIM FOR RELIEF: INJUNCTION

56. Plaintiff Alyeska repeats and incorporates by reference paragraphs through of this complaint.

57. As a consequence of their individual and concerted wrongful acts as alleged herein, defendants have caused and are causing plaintiff irreparable harm; in that, plaintiff has lost and will continue to lose the intrinsic value of its interest in the proprietary, confidential and absolutely privileged information contained in the subject documents.

58. For the reasons stated above, plaintiff has no adequate legal remedy, in that, (1) damages, if awarded, would be inadequate to compensate it for its injuries and (2) absent an injunction, plaintiff will be forced to initiate proceedings in potentially hundreds of pending civil actions to suppress disclosure of the subject documents on grounds of privilege.

F2R502611

PRAYER FOR RELIEF

WHEREFORE, plaintiff Alyeska prays judgment as follows:

1. For an order determining that plaintiff is the sole owner of the subject documents and is entitled to their exclusive possession and control;

2. For an order for the immediate replevy within any district of the United States, of all the subject documents held by defendants, and all other documents which discuss or describe the contents of the subject documents, to the custody of the Court under seal;

3. For an order permanently enjoining defendants, and all others in the United States with actual notice of the order, from possessing, copying, using, disclosing, disseminating, transmitting by mail or interstate wire, transporting or selling the subject documents, or any other documents which discuss or describe the subject documents, to any person or entity other than this Court;

4. For an order permanently enjoining defendants, and each of them, from contacting or communicating with Alyeska employees, past and present, for the purpose of obtaining, disclosing or disseminating documents containing attorney-client communications or attorney work product belonging to Alyeska;

5. For an order requiring defendants, and each of them, to turn over immediately any further documents obtained from Alyeska employees which constitute, discuss or describe documents containing attorney-client communications or attorney work product belonging to Alyeska;

F2R502612

6. For an order requiring defendants to provide plaintiff with a complete list of each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed, telecopied, delivered or electronically transferred;

7. To mail a copy of the temporary restraining order to each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed, telecopied, delivered or electronically transferred;

8. For damages against defendants, and each of them, as follows:

(a) On the first claim for relief, for compensatory damages according to proof, but not less than _____ and treble damages of not less than _____, and for punitive damages of _____;

(b) On the second claim for relief, for compensatory damages according to proof, but not less than _____ and treble damages of not less than _____, and for punitive damages of _____;

(c) On the third claim for relief, for compensatory damages according to proof, but not less than _____ and for punitive damages of _____;

(d) On the fourth claim for relief, for compensatory damages according to proof, but not less than _____ and for punitive damages of _____;

FZR502613

(e) On the fifth claim for relief, for compensatory damages according to proof, but not less than _____ and for punitive damages of _____;

9. For costs of investigation and suit herein;

10. For attorney's fees;

11. For such other and further relief as the Court may deem just and proper.

DATED AT Anchorage, Alaska this ____ day of _____, 1990.

VERIFICATION

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

_____, being duly sworn, deposes and says:

I am counsel for Alyeska Pipeline Service Company, plaintiff herein.

I have read the foregoing complaint and know the contents thereof, and the same is true to the best of my knowledge, information and belief.

_____
Alfred T. Smith

SUBSCRIBED AND SWORN to me this ____ day of _____, 1990.

_____
NOTARY PUBLIC in and for Alaska
My Commission Expires:_____

72R5036[illegible]

Exhibit B

DRAFT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

ALYESKA PIPELINE SERVICE COMPANY, a Delaware corporation, Individually, and as Agent for Amerada Hess Pipeline Corporation, ARCO Pipe Line Company, BP Pipelines (Alaska), Inc., Exxon Pipeline Company, Mobil Alaska Pipeline Company, Phillips Alaska Pipeline Corporation, and Unocal Pipeline Company Plaintiff, vs. CHARLES HAMEL, an individual, MANAGEMENT INFORMATION TECHNOLOGIES, INC., a Delaware corporation and KENNETH EWELL, an individual, Defendants.	Case No. A90-_____ EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER, ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION AND ORDER OF SEIZURE; MEMORANDUM OF POINTS AND AUTHORITIES AND DECLARATIONS OF WAYNE B. BLACK, QUINN O'CONNELL AND ALFRED T. SMITH IN SUPPORT THEREOF Date: Oct. __, 1990 Time: Place:

INTRODUCTION

Upon the sworn declarations of Wayne B. Black, Quinn O'Connell and Alfred T. Smith, attached hereto, and the complaint filed herewith, plaintiff Alyeska Pipeline Service Company ("Alyeska") makes this ex parte application and moves this Court as follows:

1. To issue a temporary restraining order restraining defendants Charles Hamel, Management Information Technologies, Inc. and Kenneth Ewell ("defendants"), their agents, servants, employees, and all other persons acting on their behalf or in

TTRB00.6.

concert with them, within any district of the United States, from possessing, copying, using, disclosing, disseminating, transmitting by mail or interstate wire, transporting or selling stolen confidential and privileged documents belonging to plaintiff and constituting work product and communications from Alyeska's attorneys ("the subject documents"), or otherwise providing the subject documents or any other documents which discuss or describe the subject documents, to any person or entity other than this Court under seal, pending hearing and determination of plaintiff's motion for a preliminary injunction;

2. To issue a temporary restraining order restraining defendants, and each of them, from contacting or communicating with Alyeska employees, past and present, for the purpose of obtaining, disclosing or disseminating documents belonging to Alyeska and prepared by Alyeska's attorneys, pending hearing and determination of plaintiff's motion for a preliminary injunction;

3. To issue a temporary restraining order requiring defendants, and each of them, to turn over to this Court immediately and under seal any further documents obtained directly or indirectly from Alyeska employees, which documents constitute, discuss or describe privileged and confidential work product and communications from Alyeska's attorneys, pending hearing and determination of plaintiff's motion for a preliminary injunction;

4. To issue a temporary restraining order requiring defendants to provide plaintiff with a complete list of each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed,

FILED[illegible]

telecopied, delivered, electronically transferred or otherwise provided;

5. To mail a copy of the temporary restraining order and subsequent preliminary injunction to each and every person or entity other than plaintiff to whom or to which originals, copies, lists, descriptions or likenesses of any of the subject documents were disclosed, described, shown, mailed, telecopied, delivered, electronically transferred or otherwise provided;

6. To issue an Order to Show Cause why a preliminary injunction should not be awarded to Alyeska to maintain the status quo pending a determination of the merits in this action.

7. To issue an order for seizure by U.S. Marshals of the subject documents from defendants in any district of the United States.

This application is made on the grounds that immediate and irreparable injury, loss and damage will result to plaintiff before notice can be given and the defendants or their attorneys can be heard in opposition, as more fully appears from the verified complaint and from the sworn declarations of Wayne B. Black, Quinn O'Connell and Alfred T. Smith attached hereto, and the certificate of the undersigned showing that notice should not be required due to the risk of defendants' committing acts which would render any injunction futile.

MEMORANDUM OF POINTS AND AUTHORITIES

1. INTRODUCTION

Plaintiff Alyeska seeks a temporary restraining order ("TRO") in order to protect its interests in proprietary, confidential and absolutely privileged documents stolen from its offices by unidentified past or present employees and provided to defendants Charles Hamel ("Hamel"), Management Information Technologies, Inc. ("MITI") and Kenneth Ewell. The documents are a series of memoranda prepared by Alyeska's outside counsel, Gibson, Dunn & Crutcher, which represented Alyeska in the defense of existing and potential lawsuits arising out of the Exxon Valdez oil spill in Prince William Sound. The memoranda contain detailed analyses of facts, legal theories, legal strategies and related subjects, and were prepared at a cost in excess of $100,000. The potential cost to Alyeska if the memoranda become publicly available far exceeds that amount and is incalculable. (See attached Declaration of Alfred T. Smith.)

Because notice of this motion to defendants would "tip the hand" of Alyeska to defendants and likely defeat the very purpose for the TRO, in that defendants may disseminate the documents prior to this Court's issuance of the TRO, plaintiff brings this application ex parte and without notice. Canergy Corp. v. Bryson Oil & Gas P.L.C., 657 F. Supp. 867, 870 (D. Nev. 1987). (See attached Declaration of Alfred T. Smith.)

2. FACTUAL BACKGROUND

On or about _____, Alyeska became aware that copies of internal documents constituting attorney work product and attorney-client communications had turned up in the hands of defendant Hamel, who has obtained the documents through inside sources at Alyeska. All of the documents are obviously attorney work product or attorney-client communications, and some even bear an inscription of "PRIVILEGED/ATTORNEY WORK PRODUCT." Upon the Court's request, Alyeska will submit copies of the subject documents, to the extent Alyeska has identified them, for an in camera inspection.

Hamel now intends to provide the subject documents to Alaska state and federal government agencies connected with the pending grand jury investigation of the oil spill, as well as to the dozens of plaintiffs in pending civil suits against Alyeska. Without an immediate restraining order and subsequent preliminary injunction, Alyeska faces imminent loss of its proprietary interest in confidential and privileged information contained in the subject documents. The history of Hamel's activities and his tactics, as set forth below, highlights Alyeska's immediate need for injunctive relief.

A. Hamel's Activites From 1980-1986

In recent years, Hamel has held himself out to Alyeska employees and the media as an environmental watchdog and labor advocate. In fact, Alyeska has known of Hamel since the late 1970's, when he was an oil cargo broker and was involved in negotiating oil leases in Alaska. In or about 1980, a dispute

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arose between Hamel and Alyeska's owners regarding Alyeska's owners' alleged complicity in an illegal scheme to water-down oil sold to Hamel's clients.

Hamel claimed Alyeska was responsible for covering up the watering of oil and the subsequent loss of his brokerage business, and began what has become, for Hamel, a decade-long obsession. Hamel has not done business with Alyeska or its owners since 1980. Instead, he has spent most of his time, and thousands of dollars, investigating the owner companies' activities and attempting to instigate and participate in public hearings concerning Alyeska.

Although he has taken various approaches and has focused his crusade on several regulatory and labor-related issues, Hamel admits that his primary objective has always been, and remains, to extract from Alyeska $12-18 million which Hamel claims he is owed as a result of Alyeska's alleged role in oil watering.

In early 1985, Hamel filed with the Environmental Protection Agency a Notice of Intent to Sue under the Clean Water Act. Soon after, on May 14, 1985, Hamel through counsel threatened the owner companies that he would pursue the following acts if not paid $12 million in "compensation" and hired as a consultant to the companies in connection with an environmental audit:

a. Request the Alaska Public Utilities Commission and the Federal Energy Regulatory Commission to investigate the Alyeska owners for violations of tariff agreements due to acceptance of watered-down oil;

b. File suit against the owners for alleged violations of the Federal Water Pollution Control Act, the Clean Air Act and the Resource Conservation and Recovery Act;

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c. Charge the owners with violations of their right of way agreements with the Department of Interior;

d. Charge the owners with violations of securities laws in the financing of the Valdez terminal;

e. Urge congressional inquiries into the operation of the pipeline;

f. Wage a publicity campaign against the owner companies.

(See attached Declaration of Quinn O'Connell.)

Alyeska and its owners refused Hamel's $12 million "settlement demand," and instructed Hamel to refer any information about any alleged improper Alyeska conduct to the appropriate agency. In addition, Alyeska continued to maintain contact with Hamel and review his steady stream of contentions and proposals.

It soon became apparent in the context of Hamel's planned environmental lawsuit that Hamel was collecting Alyeska corporate records and internal memoranda, all gathered from sources inside Alyeska and its agents. Hamel told Alyeska counsel that he encouraged his sources to place collect calls to Hamel or his answering service to report any perceived dangerous or illegal activity at the pipeline.

However, rather than permit Hamel's citizen's suit to proceed, the E.P.A. opted to pursue an investigation in conjunction with the Alaska Department of Environmental Conservation. On January 9, 1986, Hamel through counsel informed Alyeska's counsel that Hamel wanted to show Alyeska the documents he intended to use against Alyeska and its owners, but wanted assurances that Alyeska was still willing to consider a "settlement." Hamel's counsel

represented that, as part of the settlement, he would use his influence to terminate pending federal and state inquiries into Alyeska practices. Alyeska did not examine the documents.

A few days later, Hamel provided the E.P.A. with 22 documents he claimed to have obtained from inside sources at Alyeska. Alyeska sought disclosure of these documents under the Freedom of Information Act, but was denied access by the U.S. District Court for the District of Columbia. Alyeska Pipeline Service Co. v. U.S. E.P.A., Case No. 86-2176 (D.D.C. Sept. 9, 1987)(1987 WL 17071). A copy of the unpublished slip opinion in that case is attached hereto as Exhibit A, and incorporated here by this reference. The Court of Appeals for the District of Columbia Circuit affirmed the denial of access to the documents, on grounds that the E.P.A. had shown a reasonable risk that disclosure would interfere with the pending federal investigation. Alyeska Pipeline Service Co. v. U.S. E.P.A., 856 F.2d 309, 313 (D.C. Cir. 1988).

B. Hamel's Recent Activities

Further evidence of Hamel's access to Alyeska employees emerged in 1987-1990, when: (1) Various newspaper stories quoted Hamel relating the substance of private conversations between Alyeska personnel; (2) Hamel revealed his possession of simplified diagrams of Alyeska's proprietary water treatment facility; and (3) Alyeska manuals which Hamel had sent to the E.P.A. were found left in an impounded vehicle.

Further, at least one newspaper story paraphrased Hamel, stating that until he is reimbursed "for the $12 million or so he thinks he is owed . . ., he will continue to call on his growing

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network of Alyeska employees and oil industry sources to feed to government authorities what he believes is evidence of environmental wrongdoing by Alyeska." ("Battle Rages on Between Alyeska, Environmentalists," Anchorage Daily News, Feb. 21, 1988 (true and correct copy attached hereto as Exhibit __).)

During meetings with Alyeska counsel in 1987 and 1988, Hamel stated that he was still angry about his losses due to the water in the oil problem, and intended to pursue his crusade until he was compensated. Alyeska's counsel encouraged Hamel to inform appropriate authorities of any information of Alyeska's illegal conduct. A true and correct copy of this correspondence is attached hereto as Exhibit __. [decl. of O'Connell, 5/18/87 ltr from O'Connell to Cordova and Hamel]

In 1989, Alyeska was named in over 100 lawsuits arising out of the Exxon Valdez accident. Hamel was interviewed by the national media, and made known that he was providing a clearinghouse for any documents which Alyeska employees felt would contribute to finding Alyeska liable for any part of the oil spill accident and its clean-up operation. Davidson, In the Wake of the Exxon Valdez, 228 (1990)(a true and correct copy of this page is attached hereto as Exhibit __).

As stated above, Hamel had already established contacts with employees of Alyeska and its owners over the course of his long campaign against Alyeska. Some of these employees apparently have gained access to Alyeska's legal files and have stolen originals or made unauthorized copies of privileged and confidential documents concerning Alyeska's potential liability in the pending lawsuits relating to the Exxon oil spill.

This activity by Alyeska employees is in clear violation of the confidentiality provisions of their employment agreements, which the employees are annually required to sign. (See attached Declaration of Alfred T. Smith and exhibit attached thereto).

C. Alyeska's Investigation

On March 1, 1990, Alyeska directed The Wackenhut Corporation ("Wackenhut"), a private investigative company, to begin an investigation into the circumstances of Hamel's possession of the subject documents. The objective was to to determine the scope of the problem involving theft of proprietary documents and identify those responsible.[1]

Alyeska has learned that Hamel has established an arrangement with defendants Management Information Technologies, Inc. ("MITi") and its director and operator, Kenneth Ewell, to provide his secret contacts at Alyeska with an efficient method of furnishing Hamel with the subject documents, as well as to store the documents on a private on-line computer database. Hamel has instructed his contacts to send documents directly to MITi, to the attention of "Gloria Ewell," a fictitious person whose name is a signal for documents directed to Hamel's database. The documents are then scanned onto electronic recording media and stored in an information retrieval database.

Hamel admitted to undercover Wackenhu documents in his possession were stolen, that supplying Hamel or MITi with the documents, th

[1] The declaration of Wayne B. Black, the W in charge of the investigation, is attached h detailed description of Wackenhut's operatio summary contains the essence of the investig

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the documents available to governmental agencies, environmental plaintiffs and the media, and that he is pursuing this conduct for personal gain alone. Hamel has allowed Wackenhut agents to view and copy some of the subject documents and, from Wackenhut's descriptions and copies, Alyeska has identified the documents as privileged, confidential and proprietary.

Hamel has indicated that if Alyeska refuses to pay him $18 million and provide other relief, he has indicated that he intends to turn over the stolen Alyeska documents to plaintiffs in civil suits against Alyeska and to Alaska state and federal officials connected to the grand jury investigating the Exxon Valdez oil spill. Moreover, in light of his past conduct, there is no reason to doubt that he will do so. Disclosure of these documents will result in irreparable harm to Alyeska, which will be deprived of its highly valued interest in the confidential information contained therein. An immediate restraining order is absolutely vital to prevent this disclosure, identify the illegal sources within Alyeska, and obtain any new documents Hamel receives from such sources.

2. IMMEDIATE INJUNCTIVE RELIEF IS PROPER AND NECESSARY TO PROTECT ALYESKA'S INTERESTS IN THE SUBJECT DOCUMENTS HELD BY DEFENDANTS

Federal Rule of Civil Procedure 65(b) permits the entry of a TRO without notice upon compliance with the provisions of the rule. Alyeska has complied with the rule and has met the applicable standards. In the Ninth Circuit, the standard for granting a preliminary injunction requires the moving party to show

by affidavit or declaration either: (1) a combination of probable success on the merits and the possibility of irreparable injury; or (2) that serious questions are raised and that the balance of hardships tips sharply in its favor. Big Country Foods, Inc. v. Board of Ed. of Anchorage S.D., 868 F.2d 1085, 1088 (9th Cir. 1989); Barnard v. Air Line Pilots Assn. Intern. AFL-CIO, 873 F.2d 213, 217 (9th Cir. 1989). Because Alyeska has established its right to a preliminary injunction under both of these formulas, as well as the likelihood of imminent irreparable harm, it is entitled to an immediate TRO, pending a hearing on its motion for a preliminary injunction.

A. The Court May Enjoin Disclosure of Stolen Privileged Documents

This Court is squarely within its jurisdictional, statutory and judicial rights to award Alyeska with injunctive relief to prevent defendants from possessing, collecting and disclosing the subject documents.

i. The District Court has Equity Powers to Protect Privileged Information

The Court's equitable power to enjoin the disclosure of subject documents which contain privileged, proprietary and confidential information is well established. United States v. Holtzman, 762 F.2d 720, 724 (9th Cir. 1985)(federal courts' injunctive powers arise in equity); KL Group v. Case, Kay & Lynch, 829 F.2d 909, 919 (9th Cir. 1987); Bridge C.A.T. Scan Assocs. v. Technicare, 710 F.2d 940 (2d Cir. 1983); Ferguson v. Ford Motor Co., 8 F.R.D. 414 (S.D.N.Y. 1948).

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In Ferguson, Ford Motor Company induced plaintiff's employee to acquire plaintiff's confidential documents. Ford produced the documents during the employee's deposition, and the plaintiff moved for a protective order directing Ford to file the documents under seal and make no further use of them. The court denied the motion on the grounds that Rule 30(b) (the predecessor to Rule 26(c)) was inapplicable because harm had already been rendered by the disclosure. Id. at 415. However, the court in Ferguson noted that plaintiff probably had a valid claim against Ford for damages and, if plaintiff were entitled to some summary relief against Ford's competitive use of the documents, plaintiff could obtain that relief by motion for an injunction. Id. at 416.

In Bridge C.A.T. Scan Assocs., an exhibit to plaintiff's complaint contained proprietary data and trade secrets collected prior to commencement of the action relating to Technicare's production and customers. Technicare moved for a protective order, citing the court's general equity powers. The district court granted the motion solely under its purported authority under Rule 26(c). The Second Circuit vacated the order on the grounds that Rule 26(c) may only be used "to impose conditions on discovery in order to prevent injury, harassment, or abuse of the court's processes." Id. at 944 (emphasis omitted). Because the information in the complaint was compiled by Bridge's counsel prior to commencing the lawsuit, Rule 26(c) did not give the court authority to prohibit disclosure of the trade data. Id. at 945.

The court in Bridge C.A.T. Scan Assocs. left open the possibility that, given facts showing, or even a counterclaim

alleging, that Bridge had misappropriated the trade data, the district court could have granted injunctive relief, stating:

> The district court in the present case, however, was in no position to grant an injunction against disclosure of the trade data pursuant to its equity powers, for the evidence before it could not justify the granting of such relief. Preliminarily we note that Technicare had not filed a counterclaim against Bridge for misappropriation of information, so any issue as to trade secrets was completely collateral to the underlying dispute, and the court had no basis for granting such relief as an incident to any rights asserted in the action. Further, although Technicare suggested obliquely at oral argument . . . that Bridge's possession of the trade data was wrongful, it presented no evidence that Bridge had come by the information by other than legitimate means.
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> . . .
>
> The court was poorly situated to make any findings as to misappropriation by any person, or as to Bridge's knowledge if a misappropriation had occurred; and it appears to have had incomplete data before it as to the public availability of the information in Exhibit A. These are among the appropriate matters for the court's consideration if Technicare should file

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> an appropriate counterclaim against Bridge and move for a preliminary injunction. On the present record, however, the district court could not properly enjoin disclosure of trade data.
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> Id. at 946-47.

Alyeska has filed a complaint alleging exactly the acts necessary under the Ferguson and Bridge cases to justify injunctive relief. Accordingly, the Court may properly enjoin defendants to prevent disclosure of Alyeska's documents.

Moreover, although Alyeska is not yet involved in litigation in which the subject documents have been used, it need not wait for the documents to reach the hundreds of plaintiffs in pending environmental suits against Alyeska before it applies for the court's protection. The Ninth Circuit permits injunctive relief in cases such as this, where a company not yet involved in litigation is threatened with exposure of its confidential documents. In KL Group, the court upheld a protective order requiring KL to return to a third party all copies and written summaries of a privileged letter to the party from the law firm which KL was suing, and to refrain from using the letter in its suit. Id. at 919.

Other circuits have cited the KL Group case as authority for the proposition that "the scope of the [attorney-client] privilege extends to protect third parties not yet parties to the litigation." Mixing Equipment Co., Inc. v. Innova-Tech, Inc., Case No. 85-0535, 1988 WL 21970, slip op. at 2 (E.D. Pa. March 1, 1988)(third party indemnification agreement protected because

discovery would mire the parties in litigation). A copy of this opinion is attached hereto as Exhibit __.

This Court is empowered, and should exercise its authority, to protect plaintiff's interests in the privileged information contained in the documents held by defendants. Moreover, the Court should enjoin defendant Hamel from further soliciting Alyeska employees to provide subject documents in breach of their employment contracts with Alyeska.

ii. The Court May Look to Its Authority Under the Lanham Act to Order Seizure of the Subject Documents

In the parallel context of actions brought under the Lanham Act, 15 U.S.C. § 1051 et seq., the district courts have equity jurisdiction to prevent trademark infringement by issuance of injunctions enforceable against defendants "anywhere in the United States where they may be found." 15 U.S.C. § 1116(a). The courts may grant ex parte seizure orders upon the proper showing of immediate need and specificity of location, and have jurisdiction to enforce injunctions granted by other district courts. 15 U.S.C. §§ 1116(b), (d)(1)(A), (d)(4).

In the instant case, the Court's power to order seizure of the subject documents is based not upon statute, but upon principles of equity. The same principles are explicitly mentioned in the Lanham Act as the basis for the court's juridiction, 15 U.S.C. §§ 1116(a). As more fully discussed above, the Court's equity powers to enjoin defendants from disclosing the subject documents is well established in this Circuit. However, to the

extent a statutory model is required, the Lanham Act provides such a model.

iii. Alaska Law Protects Privileged Documents From Disclosure

Under Alaskan statutory and case law, the courts have a well-recognized role in providing citizens with a means to protect their interests in privileged information. For example, Alaska Rule of Evidence 503 provides in pertinent part: "A client has a privilege to refuse to disclose and to prevent any other person from disclosing confidential communications made for the purpose of facilitating the rendition of professional legal services to the client . . . ." Alaska R. Evid. 503(b) (emphasis added). The state legislature did not limit this recognition of the property interests in privileged information to discovery proceedings.

Further, the work product privilege has been upheld repeatedly in Alaska. In Hayes v. Xerox Corp., 718 P.2d 929, 942 (Alaska 1986), the court held that interrogatories which requested attorneys to describe a witness' testimony violated the work product rule, as set forth in Hickman v. Taylor, 329 U.S. 495, 512-13, 67 S. Ct. 385, 91 L.Ed. 451 (1947), McKibben v. Mohawk Oil Co., Ltd., 667 P.2d 1223, 1231 (Alaska 1983) and Alaska R. Civ. Proc. 26 (b)(1). See Langdon v. Champion, 752 P.2d 999, 1004-05 (insurer's files would be privileged work product if prepared under attorney's supervision or at attorney's request)

Alaska state law supports an award of injunctive relief to protect attorney-client and work product documents from public disclosure. Accordingly, this Court is empowered and should award Alyeska such relief.

B. Alyeska Has Shown a Sufficient Likelihood of Irreparable Harm

Based on defendant Hamel's own representations and the history of his conduct, as set forth above, it is likely that Hamel will provide the subject documents to Alaska state and federal agencies connected to the grand jury currently investigating the Exxon Valdez oil spill. Because the documents contain sensitive legal analyses of Alyeska's possible liability in connection with the oil spill, any disclosure to these agencies places Alyeska in jeopardy of being prosecuted based on work product by an communications with its own attorneys.

Further, defendants have created a computer database to enable interested parties to gain access to the subject documents for their own purposes. The documents present a boon to the dozens of plaintiffs in pending and threatend civil suits arising out of the oil spill. Moreover, as stored on the database, the documents may or may not bear an inscription which warns the reader that the documents are privileged.

Without immediate injunctive relief, Alyeska's confidential relationship with its attorneys is compromised. Moreover, Alyeska will be exposed to criminal and civil proceedings which unfairly employ the fruits of Alyeska's own legal investigation, an investigation which has cost Alyeska hundreds of thousands of dollars in attorney's fees to pursue.

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c. The Balance of Hardships Tips Sharply in Favor of Granting Injunctive Relief

Alyeska requests only that the subject documents be filed under seal with the Court, and that defendants be precluded from disseminating or otherwise disclosing them. If this Court denies Alyeska's application for interim and preliminary injunctive relief, Alyeska is certain to encounter the following scenario:

1. Hamel and the other defendants will provide the subject documents or their contents to state and federal agencies connected to the pending grand jury investigation, as well as to some or all of the plaintiffs in the pending and potential civil suits against Alyeska;

2. The grand jury and the plaintiffs in the civil suits will thereby obtain highly sensitive information which they could not otherwise obtain through legal discovery;

3. Alyeska will be forced to bring motions in each of the civil actions to determine the extent to which the plaintiffs have obtained information from defendants and to suppress the use of that information.

The likelihood of Alyeska having to bring a multiplicity of motions for protective orders is alone sufficient grounds for this Court to grant injunctive relief in this first instance. As noted commentators have stated:

> If the consummation of a wrongful act will injure plaintiff, and in order to obtain redress at law he would be required to bring many actions against many persons, he is entitled to an injunction to prevent the

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> performance of the act, where the rights of all depend on the same questions both of law and fact. Also, where thr consummation of a wrongful or illegal act will probably result in many disputed claims and many actions at law against complainant, his remedy at law is inadequate and he is entitled to the protection of equity by injunction.
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> 43 C.J.S. Injunctions § 29, p. 824 (West 1978)(annotations omitted).

Without immediate injunctive relief, Alyeska will be deprived of any effective remedy. On the other hand, if this Court grants Alyeska's application, nothing will change the status quo for either plaintiff or the defendants. Defendants can show no hardship which would, legitimately or otherwise, justify denial of immediate injunctive relief. Having solicited or cooperated in the theft of the documents from Alyeska, defendants cannot claim to have property rights superior to Alyeska, at whose direction the documents were prepared by Alyeska's attorneys.

D. Alyeska is Likely to Prevail on the Merits

The Court is likely to award judgment in favor of plaintiff Alyeska. Alyeska's evidence thus far establishes that defendant Hamel has illegally transported stolen Alyeska corporate and internal documents across state lines, that he acted in concert with others in a pattern of this and other illegal activity, and that he and the other defendants are liable for violations of the RICO statutes. Moreover, the defendants will likely be found

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liable for civil conspiracy, conversion and interference with contract.

Further, the evidence demonstrates plaintiff's rights to permanent injunctive relief against Hamel's trafficking of subject documents. Hamel has no defense at law or equity, despite his purported claims that he is an environmental "whistleblower" or "watchdog" and labor advocate. United States v. Lester, 541 F.2d 499 (5th Cir. 1976)(the intent, good faith, or mistake of a converter is not relevant except to the issue of punitive damages).

Because Alyeska is likely to prevail on the merits of this action, and, as discussed above, has shown that it will suffer irreparable harm absent such relief, it is entitled to a TRO and a preliminary injunction according to the terms set forth above.

E. This Case Presents Serious Questions of Public Concern Regarding Protection of Privileged Documents From Disclosure

This case raises the issue of whether the law provides a means by which one can prevent disclosure of and recover documents which, in the context of existing litigation, would be privileged from discovery. Such means exist in the court's inherent power to enjoin the unauthorized retention and use of misappropriated property. The property rights which adhere to tangible goods apply with equal weight to recognized economic interests, including a client's interest in legal advice.

Alyeska seeks to protect its property rights embodied in documents which constitute, discuss or describe its attorneys' work product and its communications with its attorneys. The

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inviolability of an attorney's work product was recognized in Hickman v. Taylor, 329 U.S. 495, 510-11, 67 S. Ct. 385, 91 L.Ed. 451 (1946):

> In performing his various duties . . . it is essential that a lawyer work with a certain degree of privacy, free from unnecessary intrusion by opposing parties and their counsel. Proper preparation of a client's case demands that he assemble information, sift through what he considers to be the relevant from the irrelevant facts, prepare his legal theories and plan his strategy without undue and needless interference. . . . This work is reflected, of course, in interviews, statements, memoranda, correspondence, briefs, mental impressions, personal beliefs, and countless other tangible and intangibnle ways - - aptly though roughly termed . . . as the "work product of the lawyer." Were such materials open to opposing counsel on mere demand, much of what is now put down to writing would remain unwritten. An attorney's thoughts, heretofore inviolate, would not be his own.
>
> . . .
>
> [T]he general policy against invading the privacy of an attorney's course of preparation is so well recognized and so essential to an

> orderly working of our system of legal procedure that a burden rests on the one who would invade that privacy to establish adequate reasons to justify production through a subpoena or court order.
>
> Id. at 510-12.

The policies behind protection of confidential communications between a client and its attorneys is even more well established. See Alaska Rule of Evidence 503(b); 8 Wigmore, Evidence § 2291 at 545 (McNaughton rev. 1961). At issue here is Alyeska's ability to suppress the further disclosure of its privileged communications without having to wait until the information garnered from those communications finds its way into actual civil or criminal proceedings against Alyeska.

This case raises serious questions for our legal system which transcend their importance to the parties herein. Without immediate injunctive relief, Alyeska will never have the opportunity to seek a determination of these questions. Accordingly, this Court should grant Alyeska's application for a TRO and a preliminary injunction as set forth above.

3. CONCLUSION

For all the foregoing reasons, plaintiff respectfully requests this Court to issue a temporary restraining order and an order for defendants to show cause why the Court should not enjoin

defendants and all others with actual notice of the order as set forth in this application and the proposed order filed herewith.

DATED: September 18, 1990.

MEMORANDUM

TO: Gregg Rapoport

FROM: Belinda J. Scrimenti

DATE: September 26, 1990

RE: Los Angeles case -- Civil Seizure of Commercial Documents in the District of Columbia and the District of Eastern District of Virginia

---

I believe that I have now made most of the necessary arrangements for you, but there are still unfortunately several potential problems. The following is a summary of all the information I have developed for you.

I. Eastern District of Virginia

A. Court filings

Our contact is Mrs. Jo Anne Wells of the Clerk's Office -- (803) 557-5128. She struck me as knowledgeable.

She initially advised me that you should plan on filing a petition to enforce the foreign order, which will be filed on the miscellaneous docket, similar to foreign deposition notices for subpoena issuance. There is a $20.00 miscellaneous filing fee. (She later called and advised me that no order might be needed from the E.D. Va. Court, but this conflicts with what the Marshal told me. I will call him again!)

You should also prepare the ex parte motion to seal the papers, memorandum in support, affidavit explaining the need for holding the hearing ex parte, and a proposed order.

Contrary to the information you were told, we can make arrangements with Chief Judge Bryan (secretary -- Ms. Foster) (703) 549-5050, to have the petition to enforce and motion to seal heard by either Chief Judge Bryan or another available judge ahead of time on an emergency basis. That way, you do not have to deal with the public motion date.

I would suggest that someone from this office make the initial contact with the Judge's office, and arrange a time on Thursday or Friday the 4th or 5th. (If you would like me to do this, I will probably only be available on Thursday). This will require the participation of someone who is admitted to the Eastern District of Virginia, which I am not. However, I would suggest that we have a young person admitted to the District go with me, and that we also file a motion pro hac vice to have me admitted

for purposes of the hearing. I (or a more senior person admitted to the District who attends in my place) can then do the argument. I would also suggest that we try to arrange with the Judge that you participate in the hearing by telephone as needed.

3. Eastern District of Virginia -- Marshal's Office

Our contact is Rudy Friedrich (703) 336-2713. I spoke in detail with him and believe he is quite knowledgeable.

He told me that we will need an order from the Eastern District of Virginia. He also indicated some specifics that should be in your master order from the foreign jurisdiction. I suggest you put in that order, that the Marshal's service will be indemnified by our client for any claims arising out of the seizure itself, or out of our attorneys' decisions on what to seize. He also made it clear that he would like the seizure order (and the order enforcing it) to state in detail the address of where the goods are to be seized and in as much detail as possible what the goods are that will be seized.

Mr. Friedrich also asked that we prepare a cover letter to the U.S. Marshal for the Eastern District of Virginia, explaining about the indemnification provision and explaining that, if a bond is required, it will be under the federal court order from the original jurisdiction. Hopefully, this will alleviate the Marshal's requirement of an additional bond of 1½ times the value of goods seized which I mentioned yesterday. This is based on Virginia state practice for attachment and garnishment proceedings which are not applicable here, but which the Marshals require because of liability risk. Hopefully, with having these other provisions and explaining it in detail, we can alleviate the need for that bond.

Mr. Friedrich further confirmed that because their staffing is so low, they cannot do the work on weekdays. I have tentatively arranged with him for assistance on Saturday, October 6. However, there is a significant problem because this is potentially a day that the U.S. Marshal's service will be considered on furlough, if the Gramm Rudman provisions on the federal budget deficit take effect. If that's the case, he said the Marshals absolutely could not work, even if we paid the overtime.

He does not need an attorney admitted to the Eastern District of Virginia (or even from D.C.) to attend on the seizure. It is most important to him that the attorney attending on the seizure be knowledgeable about the order and familiar with the case.

This is helpful, because we have a major scheduling problem. Our Washington office retreat, which I totally forgot

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about because I'm going to be out of town for the Baseball Playoffs, starts on Friday afternoon October 5, and continues over the weekend. I am still checking, but I am having a difficult time finding an attorney to assist you Saturday here in D.C. I still have a couple people in mind who I know are not going to the retreat for other personal reasons and might be available. Personnel from the Cleveland office could also assist. Nevertheless, given the seriousness of the case as you described it to me yesterday, I believe it might be worthwhile for you or someone else from Los Angeles to come out for the seizure itself.

II. D.C. Clerk's Office

I spoke with Mary Deavers, phone number (202) 535-3564, the same woman with whom you spoke yesterday. Ms. Malkin, (202) 535-3495, who handles the miscellaneous filings desk, will also be able to help us when we file.

I questioned Ms. Deavers in some detail based on the information she told you yesterday about filing a separate complaint. After I explained to her how the matter is handled in other jurisdictions with a petition and use of the miscellaneous docket, and after I explained to her the Trademark Counterfeiting Act analogy in more detail, she seemed more convinced that there was another way to do this. She checked into the matter further with her superiors and got back to me. When she did, she advised that we could use the petition procedure and file it as a miscellaneous case. There is a $20.00 fee.

She also confirmed that we will definitely need an order from the District of the District of Columbia to enforce the foreign order. You will also need to file the motion for secrecy order, memorandum, affidavit and proposed order. That should be taken to the miscellaneous desk as well, and the Clerk advised that the sealing motion is being filed. Our Local Rule 205(a) requires that to obtain an emergency order ex parte: (1) it must clearly appear from specific facts shown by an affidavit or by the verified complaint that immediate and irreparable harm will result; and (2) the papers must state the reasons supporting the claim that notice should not be required.

The D.C. District Court has an emergency judge system, and thus is pretty good about hearing things on short notice. We might also be able to arrange this by appointment and suggest we try to handle it in the same manner I described for Virginia. I am admitted in the D.D.C. Court and can attend, although again, my schedule is best for Thursday. If I am not able to handle it, there are many other lawyers here admitted, although by late Friday morning, most everyone will be leaving for the office retreat.

F2R502500

A. District of District of Columbia -- Marshal's Office

Our contact is Ron Sherin (202) 633-1746.

Mr. Sherin was extremely cooperative and knowledgeable. He gave me information similar to that which I received from the Virginia Marshal. He made the additional point that they would like the order to read that the custody of the goods should be turned over to our client. (I suggest you do that in any event).

He also indicated that an attorney from the District of Columbia was not necessary, and that it was important that we have a representative present qualified to determine what should and should not be seized.

During our first call I tentatively arranged for October 8 with him. Fortunately, the 8th is not a potential furlough day for this Marshal's Office; but it is Columbus Day, a federal holiday. Nevertheless, assuming our client is willing to pay overtime ($19.75 an hour), he thought he would still be able to get Marshals to work that day on an overtime basis. I told him I would get back to him by the end of this week with a better idea of the amount of time and number of Marshals involved. As a general rule, you want to have two Marshals at each location. I told him I thought we would need two to four Marshals and thought the time involved would be around half a day. Let me know if this is inaccurate.

Unfortunately, he called later and said the head Marshal would not authorize any overtime. When I reiterated that we would pay all expense and pay the money in advance, he said he would check again and get back to me. Thus, you may not be able to do this on October 8. I will keep you informed.

III. Miscellaneous

I am very sorry about my memory lapse on the dates for the Washington office retreat. However, I still think I can to find somebody to work on Saturday if you prefer not to come out. Also, since I have done this work so far and am most familiar with these type of proceedings, I would feel most comfortable doing the hearings for you, rather than passing it off to someone else. Again, it would be much better if I could do that on Thursday, as I will probably be leaving late morning Friday. With respect to the seizure on Monday, October 8, I may or may not be back in town, but there are a number of people who would be available that day.

With respect to the main order itself, it is important to have language in the order indemnifying the Marshals, and making it clear that the Marshals will only act upon decisions made by the attorney present. (The Marshals are very worried about being held liable). It is also important to make sure that the Court turns

P2R502501

over custody of the documents to you, because the Marshals do not like to store these items or have responsibility for their care. Finally, it is important that the order describes in some detail what is to be seized.

Further, you should obtain certified copies of the main order for filing in both the D.D.C. and E.D. Va. courts.

After you have had a chance to review this, please give me a call so we can discuss some of the logistics.

5

Alyssa

9:45-9:50

- Lockheed is licensed in Virginia
  - each investigator has to be licensed
  - if you only do biz in Virginia
- Reciprocity in Florida?
  - he will check it out
- Virginia wants to know if licensing requirement would prevent them from recording
  - I said no
  - I said it might be a breach of the occupational requirements and might justify a fine
    - but does not affect ability to record (it was recorded as a citizen of an invest)
- He is not pitching himself as an investigator in Virginia
- I told Alyssa to check out reciprocity requirement

F2R500068

WACKENHUT
SPECIAL INVESTIGATIONS DIVISION

THE WACKENHUT CORPORATION
1500 SAN REMO AVENUE
CORAL GABLES FLORIDA 33146-3069
(305) 662-7353
FAX (305) 662-7382

August 10, 1990

Ms. Mercedes Cruz
The Wackenhut Corporation
1500 San Remo Avenue
Coral Gables, Florida 33146

Re: 427 Investigation in Virginia

Dear Mercy:

The investigation on which you are presently assigned is an extremely confidential matter. Our corporation has signed confidentiality agreements with both the law firms involved and the client, to hold details of the investigation confidential including, but not limited to the fact that the investigation exists. As you know, the law provides that it is a criminal offense to divulge information about an investigation without the written permission of the client. We have no such written permission. Therefore, if you are approached by anyone, including law enforcement agencies, please direct them to me for explanations. You are not authorized to release information regarding the investigation.

The Wackenhut Corporation is duly licensed to conduct investigations in Florida and Virginia. VR-190-04-2 and subsection 54.1-1901, subparagraph 10 exempts those of us who are licensed in Florida to conduct a follow-up investigation in Virginia because of the reciprocity agreement between Florida and the Commonwealth of Virginia.

We will continue to maintain a close working relationship with Federal, State and local authorities in terms of cooperation without violating disclosure laws or confidentiality agreements. If you have any questions regarding the above or if any law enforcement agency has any questions, please have them contact me at any time.

Sincerely,

Wayne B. Black, Director
Special Investigations Division

WBB:cv
427.29

Professionalism With Integrity℠

EXHIBIT 77

ASSIGNMENT MEMO-PROTECTED BY F.S.S.493/WORK PRODUCT

TO:
CASE:

DATE ASSIGNED:
DATE DUE:
TIME CAP: 10 PER DAY
RE: TRANSPORT EQUIPMENT
TYPE ASSIGNMENT: INV

COMPLETED: N
TRAVEL: N

DICTATE RESULTS: N

YOU ARE RESPONSIBLE TO TRANSPORT THE CAMPER AND EQUIPMENT TO RICK IN VIRGINIA. NO ONE MAY KNOW WHY OR WHAT YOU ARE DOING. PLEASE ADVISE MERCY.

BE VERY CAREFUL WHILE DRIVING THE CAMPER. REPORT ALL DAMAGE AND LOSS TO RICK AND I IMMEDIATELY. CALL THE 800 LINE FROM TIME TO TIME AND GIVE US A GTH ON YOU BOTH. I HOPE YOU PARK AND LOCK IT ON THE TRIP BETTER THAN YOU DID LAST NIGHT AT TWC.

TRY TO STAY IN THE CAMPER WHILE ENROUTE TO D.C.. THAT WAY, IF THE AREA IS SAFE AND IT IS PERMISSIBLE TO PARK, YOU WON'T HAVE TO UNLOAD ALL THE EQUIPMENT EACH TIME.

GOOD LUCK, REMEMBER THE CAMPER IS ON RICK'S CREDIT CARD.

CC: RICK
AMERICAN EXPRESS

Copy to Mercy Cruz

A.C.

800-666-5540

THE FOLLOWING IS A TRANSCRIPT OF PROJECT # 427 DATED AUG. 18, 1990 AT ALEXANDRIA, VA., TAPE # 18

wb: Are you all working in the same place? Yes. Let me know if you want I'll put a preface on there. I don't know if you want to do it unless you are recording already.

rl: I am already.

wb: Today's date is the 18th; it's approximately 15 min. until 1:00 and I am following after the residence of Charles Hamel on Clay. I'm still trying to find a place to park. I'm off the radio in case you're trying to raise me. I'm off the radio. This information was so close to the Chart House where they want to have dinner, I'm going to ask them to keep the reservations for six and uh you can monitor our conversations at least walking to the place. Kathy is outside with the mailman and I'm going to pull into the driveway. Chuck is now coming to the door with a pair of shorts on, light blue short sleeved shirt. I'm parking my car in his driveway.

ch: (unintelligible) It's open. Briefly! Briefly! How are ya? (unintelligible) Have a nice ride. (to another person in the residence). If you are sticking out too far, they'll give you a ticket. O.K. Good.

wb: Hello. How are you sir?

ch: Super.

wb: Good to see you.

ch: This is my raggamuffin. (another person's voice; female, older) "Hello".

wb: How are you? Good to see you.

ch: Close that door and I'll get them out this way. O.K., muffin, that was a nice ride, huh, I knew you'd like it.

wb: It was very good. (unintelligible) How have you been?

ch: Oh, not too bad. I didn't stop but it may go 1,000 miles a minute trip.

wb: Huh, I'll bet!

ch: You want to tell me about the space for when he comes in? I'm looking for a loud cassette and every once in a while I find something on the national news that I hear between the Wall Street Journal and the New York Times and the Washington Post I still miss because I don't read them all I find something 10 days later, a week later. So you got your new office?

wb: Yeah. I've been there once and I've got a computer guy over there today. They're working on some stuff and getting it set up.

ch: One of your guys?

wb: Yeah, one of my guys.

ch: Came up?

wb: Yeah, and I've got two other people up here. I've got a lady named Sherry Rich who is running the office, going to be running the office.

ch: She's moving up here?

wb: Yeah. Moved her up here from Tampa, trying to find her a place to stay. Right now, she's out looking for apartments I think today and our computer guy who is going to be up here through next Thursday he's putting some software in. I've already told him to get a password set up for you in case you want to get in there, come over there and chip around.

ch: They pulling your store for you guys down to Tampa, or what?

wb: No, she's a researcher and we hired her just for this. Just for this. Just to come up here, headhunter found her and

ch: unintelligible

wb: I didn't know anybody I could trust up here. I interviewed a couple paralegals that we knew and they just wanted too much money. These people want $45,000 a year. So I got her for $29,000 and expenses, yeah. She is a young kid 28 or 29 real energetic, real aggressive, wants to do some stuff, wants to maybe go to law school or something.

ch: Oh, super!

wb: So, great. So we will see what happens.

ch: I still don't understand. Who are you guys? Start all over again with me. Who are you?

wb: We are a group of people that are Echoid, actually. Echoid is a group of people that are backed by this foundation to do research preparatory for litigation and uh I don't know who's in it. Wait a minute, I told you before, the Trumps, the Trump group, and uh, it's not the bankrupt Trumps, it's the South African Trumps, which is they're big builders, not Donald, oh god, no. He's got some financial problems. That is what we laughed about that before.

ch: That's who I thought you were talking about.

wb: No, no, no. This is a group of people the Trumps, the Trump brothers, actually, and what, and yeah, they're South African. And they're tired of everything from pollution to whatever and so they wanted to get started when the Exxon Valdez, when the spill first took place. And so we were late and that's how I guess we ran into you, how Rickie ran into you, we were sending Rickie to those conferences and that's how we found out about you. We heard about you before.

ch: You were that new.

wb: I was brand new.

ch: Oh, I didn't know that. I thought you had been operating for awhile.

wb: I was brand new now. Some of the people in the different cities have doing paralegal work, investigative things, litigation, research for years, and, um, what I do, my function is to coordinate it. I'm the person that the law firms say is user friendly, to use computer language, I can tell them what they need to develop ideas and different things, so ...

ch: He runs the whole outfit.

wb: I answer to a board of directors, its a bunch of people, some of them, actually, there's 12 people on it right now, some of them are in the energy business. Believe it or not, its not anybody connected with Exxon or anybody like that, but they're related to that business. Power companies, executives and things like that who on the one hand earn their bread and butter from energy related things but on the other hand they're tired of what's going on with everything from the reefs in Florida to Prince Williams Sound and things like that. So they said, look, we'll fund it for awhile, we'll totally fund it, let's plan on totally funding it and we'll give it a year and a half. We'll give it a year and a half and see if you can generate income during that time, well, our original marching orders was to do 3 or 4 cases where we could get some punitive damages and generate some income.

ch: Back to the Sierra Club and those people too, go out and they do something like that then the judge says o.k. we'll put you in trouble you've done some good here.

wb: Same thing as the Sierra Club but what we are able to do at least out west, we've got a case going out west, we are able to bill out by the hour so we are billing out between $75 and $100 for our research time, our preparation time, and what that is, basically, is that we're getting, we're cranking up witnesses. To file a suit, for example, to get a good going, you need affidavits of people.

sr: 7-Up, anything to drink at all?

wb: I'm dying of thirst. I'd love anything. What do we have? 7-up, I'll be better able to go to sleep.

ch: Any diet drink that you've got. Take a look out that window, (unintelligible)

sr: I sprayed it and all the dirt come up again.

ch: Sprayed it with what?

sr: unintelligible.

ch: I thought it was the heat pump.

wb: So, anyway, out west, they were able to bill out by the computer by the hour so that we used a little pink slip system, same way law firms do, so we say conference with this guy, we prepare witnesses. We'll get a witness, say if your guy ever wanted to come forward, we get a man to prep him, get an affidavit from him, so he'd be part of the complaint, and in a case like that, in a big dumping deal, you really need a somebody who can say, my name is Wayne Black, I'm over 21 years of age, and I saw the following things. And you back that up with (unintelligible) and things like that.

ch: Then you go out a find a lawyer to do it, or what?

wb: yes.

ch: you guys have some lawyers or what?

wb: yes. I take it to the board and they say, o.k., this we want to use in this area. One of the things that has picqued me and drove me crazy since you first let me look at some of the documents, I see you finally straightened your boxes up, last time I was here they were all over, one of things that picqued me, was

ch: Some of these phone numbers I've got to stack and some I've got to put in the boxes. (laugh)

wb: We've got a rather nasty protracted litigation going out west, I guess the firm is called Gibson, Dunn, and Gretcherin, and I see you smiling but that's the firm that, um, Aliaska uses, that's an Exxon firm, and (unintelligible) lives and breathes as we lower their support from (unintelligible) That's why when I looked at their legal documents I was really so hot on looking at those again.

ch: unintelligible... I'm not sure yet where I'm at because I have to see myself, I can't make one mistake. They can make 50,000 and they are ahead. I make one mistake and I'm dead.

wb: I don't blame you, especially those documents, those are so powerful, the attorney-client privelege item is so powerful, you really have to be careful. But I don't blame you. I don't blame you for holding those close.

ch: unintelligible... the people in that tape are going to look at it or that tape is blown and I don't mind wondering what...

wb: What I want to do, and that is why we'll go to the office, and maybe my computer guy can make some sense out of explaining to you what and how it is he is doing with ReadWare, what he wants to do with ReadWare, he's plugging in that and see if it works, um, he's really sharp, he's a genius, he says that he may need to talk to you or Olin.

ch: Oh, absolutely. Is he going to be here for a few days?

wb: Yep.

ch: You work on the weekends.

wb: I'll be here during the week. You can also come over and help yourself and understand it. But anyway, that's why those things are so important to me because it's like the quarterback. The quarterback that likes to throw the left, the right, up the middle. They like to throw the same way every time.

ch: unintelligible

wb: Another side of a high risk case, the biggest, the first big one we are going to trial on.

ch: What kind of case is it?

wb: Toxic. Toxic disposal bill.

ch: Your friend is going to call here, or on your machine?

wb: He's going to page me.

ch: We'll be back in a couple hours?

wb: Yeah.

ch: But I think you should keep it if you've got reservations for safe then keep them. Can I get them in like this? O.K.?

wb: Trihouses in Miami are great.

ch: Some guy lives down the hill from our house and Napa is on the water and we always go to the water, unintelligible... the ambiance is pretty good and they are right here across the street so ...unintelligible

wb: Don't they have a big salad bar like most of them do?

ch: Yeah.

sr: Also, something they didn't have in Sun Valley or Napa, they had a gigantic ceaser salad bowl.

wb: Oh, really, they don't have that in Miami.

sr: It might have just been a good comeon.

wb: Did they have a big thing of candy over there?

sr: I didn't see that.

wb: In Miami, they have big, just, I don't know how they don't lose their big bowls of caviar.

sr: I didn't see that.

wb: I just take a bowl back to the table.

sr: I thought it was blackberry jam the first time I ever came here. I always thought ... (unintelligible)

wb: What was the movie, "Big", did you see that one?

sr: no.

wb: The guy and the little kid make some wish or something and he gets big all of a sudden and goes to this party and eats caviar and he attempts to wipe it off his tongue with a napkin and they give him baby coins. That was funny.

sr: unintelligible

ch: We'll be back in a half hour, uh, and I don't have anybody that has to find me except I've got to do Roy sometime today, that is all.

sr: The Orkin guy changed the time of the reservation?

wb: Yeah, I think that's fine. If she is going to be back at all tonight before 10 or 11, she is going to be back.

ch: If she comes back at all.

wb: She'll be back or we'll lock her out. This is an official... unintelligible.

ch: unintelligible

wb: Anyway, she is great people.

ch: Except for this, that kind of case can go on forever.

wb: I understand your apprehension and I don't blame you. I'm getting more and more especially since I got that letter from up there and I'm getting more, not paranoid or anything like that, just more and more careful. We're past where we're protecting everything if somebody breaks into our office. It is a lot of problem to us. That's the reason we took this office over there at that location so if.

ch: unintelligible...

wb: I saw him on TV a couple times when I was up there; he was on TV talking about a spill drill or something; some kind of special.

ch: The guy with the beard, right?

wb: Yeah.

ch: If he called me twenty, he called me three times a day. I've got a ---unintelligible--- that he screwed up royally on that front line so I let them leave him alone so he could put things to... unintelligible... and I don't like that and he got carried away... and now that his assistant became the head of the outfit, he's a nobody, he's in a corner, he's ready to ...unintelligible... he quit, he'll never get another job. He's got to get a job somehow. He's starting to work on getting something. He's not the smartest guy in the world to deal with but he takes care of you but when he screws up he's got it rough.

wb: Yeah. Did Lyle ever come up here?

ch: unintelligible...the phone rings and its one of my guys call me and says hey, LES is putting the coolers back on the turbine. They shut the pipeline down and they're off. unintelligible ... I didn't know at first... After all, I get smart and start finding out. Anyway, uh, I tell him to work it out I don't know what the deal is, so do what you're supposed to do for the EPA so that they won't be in violation...unintelligible... One of the things they had to do overnight was they were running the pipeline turbine at twice the speed. An example is a car cruising at 55mph running 24 hours a day at 110. You are going to spit out hydrocarbons like you wouldn't believe. They went from the optimum speed in rpms for the turbine supposed to operate at and ended up with I had to put an extra turbine on it. Two pipelines...unintelligible... spewing out an incredible tonnage of hydrocarbons, so they put rim coolers on it that runs on rpms, certain kinds of coolants, so they had to dismantle the rim coolers by the time the jack was ordered, and they did, they dismantled it and throw those things down...unintelligible...the night that Ray and I was here, we

got a phone call from a guy who was putting the rim coolers back on. You never know again when you are being set up. Not that my guys would, but he thinks he's set up because they know who he is.

wb: This is the guy you were telling me about that would send return address envelopes or something.

ch: Pretty dumb shit. Most of them don't try ... (dog barking-unintelligible)... he told me the boss was telling him and a few other guys they're going to move the pipeline up by $400,000 a day the parent company said the hell with the environment we'll take care of that wash and get the right contact. And they put the ribclothes back on. It's hard to believe they would go that quick and the way publicly they got permission or something. So I told Ray Nine and he laughed, no, it wouldn't happen. The next day I got a call from another guy and he ...unintelligible... and then I had Dan Lawn admit that he talked to a guy at ARCO and wanted something from them and confirmed to him that ARCO is a party to it and they are going to run 400,000 barrels a day more. This was just a couple weeks and ago, a couple months ago, that the guys in Alaska politically its give it more environmental relief or you know feel that maximum production now we are not going to spend extra money and all that stuff. You cannot get any more out of that field now anyway. Bullshit. Suddenly you're going to have 400,000 barrels more to deal with. He wanted to get more production out of the fields when the prices were $6.00/barrel below the market. The market dropped $6.00. As a candid, you know that I am negotiating the final settlement with Exxon.

wb: Sounds good.

ch: And $8.00 around from last Thanksgiving on the appraisal, all kinds of complicated deals on the appraisals because the Arco V.P. didn't want the information showing to the appraiser and whatnot, so there's been some negotiations going on and I didn't care, it was taking a lot of time, the market was rotten, and it dumped $6.00 from just the last few months, it went down from last Thanksgiving, more than that. The price was going down, long term it was off, but the first few years is when the bulk would come out and that is when steady prices are very important but what I was gaining was by the delay, once the appraiser got in there, Exxon ...(plane roar, unintelligible)...if they had grounds and had something to negotiate, knowing those guys ...unintelligible...we had meetings at our places where they picked three, we picked three, they picked two, and finally we picked two, and Exxon and my guys ... get all the stuff out of the way...unintelligible...now we won't get out until September. ...unintelligible...talking about my wife getting a new kitchen...the only good thing that works out is sometimes it works out to be elected my whole life is a blocked hose,

that's the luck I have. I am hurting financially, I couldn't believe it. So now I had this money coming, if I hadn't done some other things to make some money here and there, the trip for Thanksgiving, with a few million dollars coming but those few millions aren't here...unintelligible... are hurting. The few million I thought coming down a little bit per barrel and ...unintelligible. So anyway, the main thing that has happened that you will appreciate is once the appraisals are finished, we can negotiate. Because they agree they are going to give me a little extra because they ...unintelligible...They have to get me out, they can't open up and point back and ...unintelligible...been operating for 14 years and they didn't have a, they're still giving back this, that and the other pretty like they don't want me around. So I don't have to tell you the white house has said do everything you can we'll ask you overnight...unintelligible...they can't get anything out unless they get rid of me and my partner. My partner is in his 90's. My partner has no say in this; I make all the decisions...unintelligible... if my partner says it's bad, and I have a gut feeling it is good, we all sign it for good. Anyway, so we sit down and negotiate...unintelligible...so I tell him about this, I tell him, they are going to screw me around and I'd like to pay them back a little ...unintelligible...there's two more blocks up for sale.

wb: Would he really buy it or ?

ch: Yeah, he'd like to buy it but by the time it takes him to buy it and, Christ, it would be another eight months or a year...unintelligible...and my life is in hardship because of my screwing around but I want that kind of money now and take it easy a little bit and do things I like to do which is where you come into the picture.

wb: I want to talk to you about that, too. I've got a plan, but we should run over to the office and talk turkey here.

ch: We've been away on a trip...unintelligible...

wb: I've been at work; that's what I want to talk to you about. I hope we can find it; I get lost a lot but it should be right there.

ch: What's the address?

wb: 2341 Jefferson Davis.

ch: Where they are?

wb: The Century Building.

ch: You sign was over there because I saw you over there the other day. I saw my cousin over there staying in a

hotel...unintelligible...

wb: It's on Jefferson Davis; you can't get lost.

ch: We're on our way. I'm going to leave Muffin with you; she's not too happy. (female voice in background; garbled). nope, nope, except be sure to make a call to Roy Dalthorp.

wb: Muffin, you stay. What a nice day, huh?

ch: Oh, of course!

wb: Is that the back of the cafeteria? (jet noise)

ch: They mow my lawn all the time; right on time...unintelligible...

wb: The city of miami says that road might be a park; it's industrial; he wanted to put a diptheria out front, we fought that one, and then he wanted to put a ...unintelligible... in there; (noise)...we're going to have one-point volleyball,...unintelligible...

ch: In 1985, I filed ...unintelligible...you can't sue on a NTS submit, you have to ...unintelligible...(transmission breaking up)

recording ends.

WBB:kt

SECOND MEETING IN ALEXANDRIA, VA.; PROJECT # 427, AUG. 18TH, 1990
TAPE # 18

wb: (in the bathroom)...I'm in the bathroom in Hamel's residence and I'm going to change batteries before I start talking to him again. Give me ones if you hear me, I'm trying to put it back together now. (toilet flush). O.K.

ch: unintelligible

wb: When was it?

ch: A couple of days ago; Rick Snyder said from all of us here in Cordova who wished you a happy birthday. We hope you celebrate when you get up here, right? unintelligible...

wb: Can I use your phone for a sec?

ch: Absolutely

wb: Let me see, actually, I need a Pepsi and a couple of aspirin. What number should I give for an incoming call? What's the first part?

ch: 549

wb: I've got you on my other calendar. 549-0515. Here's a new phone. An AT&T phone, huh? Last time I saw you, you had the brown one. This has intercom, busybuster,

ch: The one upstairs, we;ve got the front door is on there, I walk outside with it, I've got all my lines on the portable.

wb: Oh, neat.

ch: It's nice for when you want to take a walk.

wb: You know, you're right, you do have to hit the pound sign twice to transmit data.

ch: I had a lotta problems figuring that out.

wb: Let me see if I can get a call from that computer guy here. See what he's doing for tomorrow. Now, let's see... 549-0515...Rick call me, say you're Brian. (telephone ring)

ch: How about that? Hello. This is Dr. ...unintelligible...Hold on please. You want to pick up on that line?

wb: Which one?

ch: The one that's lit there. Hello, now what? Hello. There we go. Hello. Who's this? Oh, how you doing? Good, good. O.K. I've been getting your pages, but I couldn't get ahold

of you; what I want to do is make sure Vern is working tomorrow because we want to do some input tomorrow.

ch: unintelligible

wb: unintelligible...When did he get there? Damn, that serves ride later but that's not good I mean we gotta correct that one. His ride wasn't there. Yeah, and then he left. OK, I hope so. What happened was,..., yeah, but she wouldn't give me the right message, she told me he was back in his hotel. I was torqued, and then I got the first set of threes, and I thought, oh god, that was cool, and then I got the 15 min. of some beeps with threes, and I thought, oh Jesus, I thought I was just, Thank you Sir, (drinking), I know that, we tried to do it, Jerry and I had worked on it there but I don't know. Uh, huh. I understand. What I am going to do, is I'm going to try to get ahold of Diane to see if she's shopping, and, you know, I've been paging her all day and she's probably not going to call me back because she's with those school friends of hers but it looks like the three of us are going to go dinner at the ChartHouse which is close to here and then I'm going to turn in because we're going to work tomorrow. I'm just real concerned that he did the right thing. He didn't have to work on that project in that office as long as he is working on it; I just wanted to make sure that he...oh, I don't blame you, oh yeah, oh yeah, there wasn't till the very end, by the way, but I just wanted to make sure he was able to get the data. Alright, would you give Sherry a page and get in contact with her, and to let her know what's going on and tell her that I just need her and her friend back there later on. OK, just letting you know. OK, well, I just wanted to make sure. I'm waiting to hear from what's her name, but I don't think she is going to call me back. I'll just have to see her back in the hotel later. That's it sir. Thanks for your help. I need that because there was (pause) yes, I did, once before and after, yeah, that worked good, yeah, what I have now is o.k. but my, uh, thing isn't going to work, o.k., thanks for the aspirin

ch: unintelligible...the guy at Harvard University named Vince Potter of Harvard and Boston College, he was the guy that ...unintelligible...Neal Dodder deal

wb: what?

ch: Neal Dodder deal. Remember the Tennessee Valley they were putting up this huge damn, intelligible...

wb: Yeah.

ch: It turns out he was Rick somebody's preceptor at the University of Tennessee. And he's a lawyer and a professor at the university. somebody was a biologist and helped him to work on the project at night...unintelligible...he calls me,

he drives me nuts because he calls me for "parts". So I say o.k. so we jog from ...unintelligible... yesterday at 4:30 he calls me you checked my bank, so, I said I don't know what in the heck you wanted it for, so, he finally told me the other day he wanted it for he's writing a book on environmental law and the publisher's on his back and the publisher wants ...unintelligible... four more chapters. But he's always picking my brain because he says I know more than anybody he's ever met ...unintelligible...so the last couple of phone calls, I told him ...unintelligible...he was dealing with the president of BP, unintelligible, the chairman.

wb: hello. how are ya? You didn't know it was me, huh? I'm at Chuck's house, I still didn't get the phone situation squared away, I did hear from where Vern was and we're going to do some work tomorrow. I'm trying to get ahold of Diane, I've also paged her, I called her at her friend's house and they are out shopping, so what I'm probably going to do since we have reservations at 6:00 is I'm going to run down the street with Chuck and his wife and have a quiet dinner and get some rest tonight. So, that is what I'm doing. As far as your going, you guys might consider tomorrow a day off and those kinds of things, if you want to give me a buzz or if anything else comes up, I'll be back at the hotel tonight probably 8:30 or 9:00. Thanks.

ch: unintelligible...he wanted it so ---, chairman of BP, of some things that were wrong with BP's system, not smart enough to recognize but I know it and whatnot we've got to shape up, unintelligible, I've done it before, when I point out something that's wrong they just you know I have to cover it up and some of the people I get caught for it, etc., so I didn't. So it was on the agenda the other day and by coincidence he called me to save time, unintelligible, and it turns out the guy got a rupture and we seal off the structure, and ...unintelligible... it was the fault of Exxon...unintelligible...what they wanted was, they wanted to show that I had some good information and that they might do me right by the environment...unintelligible... but, you know, its illegal, I been screwing those people but they've been doing it to me, so

wb: Wait, he's a consultant to Exxon and BP and he wants to see your documents?

ch: Well, he wanted me to get a dunk issue but I just felt that I was roadblocking now that they're not doing the right thing and have them turn right, you know,

wb: Who is he?

ch: I don't know who the guy is, I don't even care. I will find out though. unintelligible...I was in a hurry, unintelligible, the only problem I have is ...a few minutes of

Rick's time and Rick's time is ... (phone ring) Who are you, What are you? ... and he said that ...unintelligible I've got a great little phone.

wb: You better start paying your phone bill. Where is it? We're going to use it.

ch: Thank you Kathy.

wb: Hey, how are ya? Good, O.K.

ch: Get that on the way up.

wb: Yeah, what we should do tomorrow, what time do you want to work tomorrow, Chuck? 10:30 or 11:00 o.k. with you, Chuck?

ch: Remember, I got my church tomorrow.

wb: Hold on a second. You need to go to church, Chuck. Um, yeah, 10;30 or 11:30 would be good. How did everything go with you today? I'd forgotten I was in there, if you run into Sherry before I do, she'll probably tell you the same, Where's that van? I couldn't find you, you goofing off. I'd forgotten that you were going to do that other, O.K. well, sounds good, we'll see you in the morning, sir. Alright. Um, hum.

ch: unintelligible

wb: Yeah, because we won't further our day's work ...transmission breakup... we can just get the data out.

ch: The last part was...unintelligible... we can wipe it up.

wb: At least what they do, apparently, is they circle these phrases and they go after a phrase or a way or quote and I like how they ask us statutes and stuff. Jesus, these are incredible. These came right of an out.

ch: unintelligible

wb: This is great.

ch: This came out of a zip lock apartment.

wb: Out of the lawyer firm. These people must really be pissed off to give you this stuff. I mean, they're interested in your cause, at least.

ch: No. They're not interested in my cause, everybody's got their own thing, especially the companies that ...unintelligible... See, everybody who works for the company knows that they went...unintelligible...they sent out documents nationwide saying that our side of the story is Chuck Hamel. They called me out...unintelligible...I'm saying you be the judge. I

never called him a liar. All I want to do is put out the facts. Their stuff, all their stuff. Give the info used the space test and as I said, you be the judge. I think it's worth something...unintelligible...you think your friend is going to make it?

wb: I guess not. I checked the hotel, it looks like we're on our own tonight.

ch: We're going to finish our drink upstairs, or what?

wb: Let me get my drink before we can finish it upstairs.

ch: unintelligible...(woman's voice, unintelligible)...what we'll do is I'll change clothes, we'll finish up upstairs, change clothes, what are you going to wear?

wb: Don't dress up too much because I look like a bum here.

ch: unintelligible...and should I go in like this? And we'll go over and sit out in the patio area and have a drink and go eat. When we finish, we make sure we get the right table so we can sit out and have a drink here and have the table you want, you can pick the table you want. You gotta be happy.

wb: This winding stairway is unbelievable.

ch: unintelligible...table by the window

wb: I have it, no, I have it.

ch: This is my office. I thought you were up here.

wb; No, I never had.

ch: unintelligible...my sons and I just cut this out with my uncle who's a fisherman. My son, my little 22 year old, he's the skipper of one, he was, at his young age, he's been fired as skipper, and probably become... unintelligible

wb: That's unbelievable.

ch: He was hired to become a skipper...unintelligible...In five weeks, he made $18,000. How tall are you?

wb: Six foot.

ch: unintelligible...Come over and see him.

wb: I cut my hair.

ch: Cut your hair?

wb: Yeah, I needed a haircut.

ch: This one's mine...unintelligible...I empathize because my lab has always called ...unintelligible...

wb: This is a brand new system that AT&T just came out with...unintelligible...

ch: This is on this system but look you never know which buttons are which on this, its so new. Who's that? Front door.

wb: Oh, you can listen to the front door.

ch: Yeah, and talk to them. If somebody is at the front door, its this one here, and I'm outside walking, and I just press this, and I talk to them.

wb: You can talk to your own front door from the park. Neat.

ch: But what I really like about it, is I walk anywhere from there to that dock or that building. Martha and I, I can walk for an hour in just four miles. We used to walk to the airport and back, but I can't.

wb: yeah.

ch: We cannot carry one of those like you have and transfer the phone line; it's too hard anyway, so we walk at night around here and ...unintelligible... we were going in circles all the time; so I carry my phone what with Kathy downtown and whatnot, so lots of times I don't go out because somebody's going to call, by the time ...unintelligibile...I'll call you in a little while and an hour later he finally calls and I'm sitting around; so I've got all my lines accrued to my fax and I got a fax coming in, not that I needed that, but anyway, so I've got all my short lines on here and an intercom, so that when Kathy wants I'll take a walk and this thing, I don't know how to run it, it would take me a year to figure out how to run it anyway. It's got conferencing and a speaker and all that stuff but it also has, but I've got to learn how to run it, a little recording machine, it's downstairs, in case you want to put things on hold, you know, before you can answer it, and I press a button here and I'm talking to you and Merrill Lynch is trying to sell me shock stocks but you don't know if its Merrill Lynch, it could be somebody else, and they put you on hold and then you find out the way it depends when it goes on my voice, and when it says I'm in conference right now, I'll call you later, that means I'm out. Because nobody knows I'm gone for the day or whatever, but you'll know, if I say, I'm on the phone right now, you'll know I'm here. And if you want to hold on, so you can leave a message, then I'll call you right back. So, listen, don't keep jumping off like that and, uh, yeah (woman's voice in background), I left it in the trunk of the car, no, I left it in the back seat of my car, How did you know?, ...unintelligible... hello, hello, how are ya?, ... came home 11:30 at night, shut this building up

and what not, and he's still at the dock waiting for me, I came back and got him and he never moved, was he complaining or what?, then how did you know that I had forgotten them? (female voice in background) and I won't do it again. I have a system working where I can divert the different recording machines, if I'm in or if I'm out, I won't have to get off the phone like I always do.

wb: So you've got a Samsung, how do you like it?

ch: Oh, that, it's so ancient, I've had it for so many years. I can even transmit by modem, I just call direct from here. Look at those guys cleaning the park out, I don't believe that.

wb: Feel better?

ch: ...I'll leave a big note. ...exposed to H2S along with another employee, she has a good story to tell, and I called and I've got to talk to her about what happened to her, they're firing her because she lost her sense of smell.

wb: Who's firing her?

ch: unintelligible... because she was dosed with H2S, ... was the best I could provide...I called him the other day, What the hell is this? Who's who? and who's the supervisor as well? Problem is she had their phone numbers but didn't have their addresses. So I called the other guy and I said I want the home addresses, not the pump stations. And, uh, here's some of it. Here's the post office box, o.k. So another guy is sending me an up to date home addresses for my little project. This girl really got screwed, but I'm gonna help her. Their system is they put her on rainy days disability because she checked out they don't need to have her around and they wouldn't know where to put her on the map now so you've got 90 days to get well, she lost her sense of smell, the guy she was with was hospitalized when she was dunked in the face with 2SO, so they give her 90 days to get well or they gotta let her go. So, she's home on leave, she can't get well, she lost the system, so she's got 14 years and 2 months of time, with 15 years you get full retirement and whatnot, they pay out like this all the time, you know what it is, they got one of these little gadgets that you can hook onto you and you can hear an alarm system. According to the investigators, that's not what's good for her, they wouldn't worry about it with her health off and gone she could die somewhere.

wb: Throw me the keys.

ch: Kathy won't mind hearing about the Florida keys.

wb: O.K., I won't let you forget about that one. I'm interested.

ch: That's what the guy first was trying to see. She can't get caught at it, and you know they will be interested in that, and in exchange, I guess what he's looking for is if I could help him on the crewing process, I had a little tanker called the James Hammel.

wb: You told me about this.

ch: It's a weakness.

wb: A weakness? You keep a phone log.

ch: I've got one downstairs and I've got another.

wb: We can just walk on down there whenever you're ready. It's such a beautiful, take your time, I'm just hanging here. I just sit here and stare out the window.

ch: I've got nice, uh, all kinds of little boats; an oceangoing ...unintelligible... then you've got all the fancy yachts, the Trump yachts, the port for the helicopter, you know, I can sit here all day long and there's these little cruise boats going by and whatnot, watch the world go by, that light one across the way on the left is the Williamsburg, presidential yacht, ancient history, bunch of guys bought it and ...unintelligible... and its been sitting there for 11 years now.

wb: What a beautiful place. Just yell when you're ready, Chuck.

ch: moving off.

wb: I'm going to give you a fax list: Dan Lauren, Doug Bailey, C.D.F. Hugh, Rickie Ott at the co-op, Rick Stier, Frank DeLong, M.I.T.I., Charles McCoy, Julian Mason, O.R. Lipzig, ...yes, I did, sure did, just sitting here talking to myself.

ch: If you want to use the phone, ...

wb: I was just thinking about it, but, no, I don't need to, she's going to page me if she gets back. Thanks. Chuck Champion, (airplane noise), ... Shapiro, Tesor, Jonathan Willis, Gerald Lebeau, Frank DeLong, Bob Keef, Bill and Jan, Stanley Stevens, Lisa with Simon and Schuster, Barbara Rosewised, Ann Abramson of Newsweek, Bob Price, Jane Matthews, Ebssarnr, 907-835-4292, William E. Gess, Jr., according to this phone log this morning at 11:40 the name Roy Daltberg called from 344-6282 regarding trouble with his attorney. That was 5:32. William T. See, Jr., P.O. Box 7076, Nashika, AL 99635, I can't read the meter, Dan Long called this morning at 11:55, talked from approximately 11:55 to 1:30, no, I take that back, that was on Friday, the 17th, it shows my call at 6:30 pm on Friday. Frank DeLong called from New York on Friday at, it doesn't say what time but it was before 11 in the morning according to the

log. It was 212-547-0724. There are 13-14 boxes that we saw.

ch: Ready to go?

wb: Alright. Ready to go when you are.

ch: Walk outside right now, park for two minutes, and Kathy will join us. This is notarized, lets see what we have here. When I get my settlement, we're getting one of these, of that type.

wb: Which? The motor or the sail?

ch: We used to have sail, catch-22 at Anapas, I don't have time anymore for sailing, catching trout, I have time for that. It won't be here.

wb: Ever run a trawler?

ch: ...but Kathy doesn't like the trawler because anything like a boat, she can't handle it.

wb: Grand Banks has got some weather. Grand Banks is pretty decent.

ch: Yeah, for two months. All party boats.

wb: You get those party boats, you got a 2 foot draft, you get any kind of waves in your...

ch: What we'll be doing with it is, uh, all on the sign anyway, and we'll be at anchor every time the weather is questionable, so its not like a trawler.

wb: It better be tied to a dock.

ch: We'll be outside with the muffin, Jacqueline. You put the phone ... and I'll leave a big note for Roy Dalton.

wb: (in car, now) ...unintelligible...He's going to be following me; he's walking with me over to the ChartHouse...(jet noise)

ch: When he runs around (dog) that makes him do his duty. Old fashioned dog.

wb: About 13 min. ago, Harell gave me some legal documents inside, he said I could just take them, the words "Attorney-Client Privelege" were still on them. Earlier, he said he was going to cut those off but he hasn't yet and I'm hoping he will probably take them with me to scan them in.

ch: He's not here; he probably spent all his time over there waiting for us. Come on.

(end of 2nd side of tape)

WB:kt (Ken Tammenga - Office Specialists)

This transcription is from the tape numbered 18 - (Aug. 18, 1990)

__: Thank you Kath.

We're just on our way out.

What time do you want to work tommorrow Chuck? 10:30, 11:00, okay with you Chuck?

You need to go do church, Chuck. Yeah, 10:30, 11:00 will be good. How did everything go with you today? I've forgotten that I was in there. If you run into Sherry before I do, she'll probably say "Where's that Ron, I couldn't find him. He's probably goofing off, I've forgotten that you were going to do that other.. okay, sounds good. We'll see you in the morning. Bye.

Yeah, because we won't photo this. We can just get the date out. Well what they do apparently is that they circle these phrases and they go after a phrase or a quote. Jesus, these are incredible. These came right out of ... these people must really be pissed off. I mean interested in your cause, at least.

They've called me .. I've never called him a liar. You be the judge. We'll come up there.

I guess not. I checked the hotel. We're going to take our drinks upstairs. Let me get my drink. Before we can

finish it. What's our room number--610. What time are you open. Okay, what we'll do is I'll change clothes, what are you going to wear. Don't change too much because I look like a bum. Should I give you my tip? It won't go over $2.00. Make sure we get the right table... you can pick the table you want. This winding stairway is unbelieveable. By the window. Wherever we are.

--: We've been up there.

__: No, I haven't.

__: I thought you'd been up there.

__: No.

This is the kind of boat my son's been on. My son, my 22 year old. My uncle was a fisherman. My son's the skipper of one, he was. At his young age, he was hired a skipper. In five weeks he made $18,000.

How tall are you?

6 feet.

Yeah, I need a haircut. This is my dark hair I've always had. My refrigerator. Then, I've got my new ___. I never get my exercise,---- this is a brand new ___ syster. It's supposed to work on anybody's phone system. But look, you never know which button to push. Who's at the front door?

__: Oh, you can listen at the front door.

__: Go ahead and talk. When somebody rings the front door, it's this one here. Just press this and I talk to him.

__: Talk to your own front door from the park.

__: But what I really like about it is that I walk in from there, to there, just in that area. I could walk for an hour, it gives me four miles. We use to walk to the airport and back but you can not carry what you have.. it's too hot .. we go in circles all the time. But I show you my phone, with Abby out of time. A lot of calls don't go out cause if somebody's on a call, by the time the damn line rings, I'll call you in a little while. An hour later he finally calls and I'm sitting around. They got all my lines including my FAX. My FAX is coming in not that I needed that but anyway I got all my four lines on here and my MINI COM, the one Abby wants, and this thing has a seven-hour run. But I also have, I got a little recording machine, and I can put you on hold before I even answer it. When I'm talking to you and Merrill Lynch is trying to sell me stock, then you'll know it's Merrill Lynch, or somebody else, I can put you on hold, and then I don't have to waste the time and when it says I'm in conference right now, I'll call you later, that means I'm out so nobody knows I'm gone for the day. But if it say's I'm on the phone right now, you'll know I'm here, and if you want it doesn't matter if you hold on or if even if you leave a message, I'll call you right

back. But listen, don't keep jumping off like you always do.

__: No, my turn.

__: No, no. I left it in the back seat of my car.

__: How did you know?

__: I always forget it.

__: Anyway, that's how the system works, and I can divert and use this recording machine for if I'm in or if I'm out, then I won't have to get off the phone like I always do. There's all kinds of stuff that I'll never learn how to use. So you got a SAMSUNG. How do you like it?

I've had it for so many years.

Feel better, okay?

__: I want the names of every employee and everybody else. Whose who. He has there phone number but he doesn't have the addresses, so I called the other guy cause I want the home addresses. So another guy is sending me up-to-date home addresses to put in my little file. This system is clear.

__:: Give her 90 days to get well. Else we gotta let her go, cause she's at home, on leave. So she's got 14 years and 2 months. She's got 15 years for retirement or what not.

__: Okay, I won't let you forget that one.

__: That's neat that you keep a phone log. That's the way to do it. We can just walk on down there whenever you're

ready. Change your tie, I'll just sit here and stare out the window.

__: Yeah, I've got all kinds of boats. We've got fancy yachts. All kinds of activities. That white one across the way over to the left is the Williamsburg, the presidential yacht. A bunch of guys bought it and we were going to take a rep on the boat up to Georgetown with it, but we would have had to cut off the stacks and I don't know what else, the wheel house, to get it up to the bridge, and I don't know what else. And we never got permission from the City, but it's been sitting up there neglected and its still come in.

__: What a beautiful place. Just yell when you're ready Chuck.

__: MITI, Charles McCoy, yeah I'm just sitting here talking to myself. Sure did, I want to use the phone. No, I don't need to. She's gonna page me if she gets back. Thanks.

__: Barbara Rosewieve, Pam Abramson, Barbara Price, (907) 835-4292, Jonathon Willis, Joe Ladeau, Frank Demall, Bob Keech--going through his phone log this morning at 11:40-- Roy Dolpberg called from 344-6282 regarding trouble with his ___. The time is 5:32. William P. See, Jr., Post Office Box 7076, Weschica (?), Washington 99635; I can't read the meter room. Dan Long called this morning at 11:55. Apparently talked until 1:30. No, I take that

back, that was on Friday, the 17th. I'm pretty sure it's my call at 6:30 p.m. on Friday. Frank DeLong called from New York on Friday at ... it doesn't say what time but where he wrote on the log, according to the log, it was (212) 946-0724. There are approximately 13 or 14 marks.

__: Ready to go.

__: Yeah, come out and join us.

When, I get my settlement, we're getting one of those; about that size.

__: Which, the motor, or sales?

__: A ketch. 42' or so.

__: I don't have time for sailing anymore. You ever rent a trowler.

__: No but Kathy doesn't like the trowler. I think she's pretty decent. You get this party boat, you got a two-foot draft, you get any kind of waves, and

__: Well, what we're going to do with it, we'll be in Anchorage and it'll be tied to a dock, it's not like a trowler.

__: We'll be out in a moment, Jeffrey. Would you put the phone on the answering service?

__: Here's a note to call Roy. My note means the phone was on answering service. That means they get it and we don't get the bill.

__: It is now 20 til 6:00 and we're walking over to the Char House. I hope you can pick it up.

(inaudible, lots of airplane noise)

--: When you run him around that makes him do his duty. He's all done.

__: That's a boy.

__: About fifteen minutes ago Hamel gave me some legal documents inside. He said I could just take them; The words "Attorney/Client Privilege" was still on them. Earlier he said he was gonna cut those off but he hasn't yet. I'm hoping he will allow me to take them with me to scan them in.

--

__: You all work in the same place?

Wayne, I'll put a preference on there if you want to do it. I was recording already:

__: Today's date is the 18th, its approximately fifteen minutes until 1:00 and I'm going up to the residence of Charles Hamel on Clay. Still trying to find a place to park. I'm off the radio in case you're trying to raise me. I'm off the radio. Just information, we're so close to the Chart House where they want to have dinner. I'm gonna ask them to keep the reservations for 6:00 and if you'll monitor our conversations at least when walking to the place. Kathy's outside with the mailman. I'm going to pull into the driveway. Chuck's now coming to the door with his shorts on, light blue, short sleeved shirt. Parking my car in his driveway.

H: It's open.

-: How are you?

H: Let's go for ride, man.

-: Okay.

K: Hello!

-: Hi, how've you been?

H: Okay.

-: You know what's funny about this paper when it comes in? Every once in a while I find something on the national news between the Wall Street Journal and New York Times and the Washington Post, I still miss 'cause I don't read them all, I find something ten days later, I guess a week

later...

I've been there once. I got a computer guy there today still working on some stuff, getting it set up.

H: Yeah, your guy's here.

-: Yep, and I've got two other people up here. I've got a lady named Terry Rich whose running the office.

H: She's moving up here?

-: Yep, she's moving up from Tampa, trying to find her a place to stay right now. She's looking at apartments, I think today, and I've got a computer guy whose gonna be up here through next Thursday. He's putting some software in. I've already told him to get a password set up for you in case you wanna get in there; go in there and trip her out.

H: This woman used to work for you guys down in Tampa or what?

-: No, she's a researcher. We hired her for this. Just for this. Just to come up here. Headhunter found her.

H: Why didn't you find somebody up here?

-: Didn't know anybody I could trust up here. I interviewed a couple of paralegals that we knew and they just wanted too much money and these people want $45,000 a year. So I got her for $29,000 and moving expenses. She's a young kid, 28 or 29; real energetic, real aggressive, wants to do some stuff; wants to maybe to to law school or something.

H: Super.

-: Yeah, great. So, we'll see what happens.

H: You guys, I still don't understand. Who are you guys? I'm gonna start from scratch. Who are you?

-: We're a group of people. ECOWIT actually. We are who we are but ECOWIT is a group of people that have been backed by this foundation to research preparatory for litigation. The Trumps, the Trump group which is they are big builders, not Donald.

H: That's what I thought.

-: No, not Donald, he's got financial brothers. The Trump Brothers actually. They're South African, and they're tired of everything from pollution to whatever, and actually, they wanted to get started when the Exxon Valdez when the spill first took place, and so we were late. And that's how I guess we ran into you. We were sending Ricky to those conferences and that's how we found out about you. We heard about you before.

H: So, you're that new?

-: Brand new.

H: Oh, I didn't know that. I thought you were operating for a while.

-: Yeah, well we're brand new now. People in different cities have been doing paralegal work, investigative things, litigation research for years. And what I do, my function is to coordinate it. I'm the person that the law firms say is user friendly. To use computer language, I can tell them what they need and develop ideas

and different things. So probably. . .

H: What is the whole outfit?

-: I answer to a board of directors thats a bunch of people. Actually, there's 12 people on it right now. Some of them are in the energy business. It's not anybody that you know, connected with Exxon or anything like that, but they are related to the business of power companies, executives, and things like that who on one hand earn their bread and butter from energy related things but on the other hand are tired of whats going on from everything from the reefs in Florida to the Prince William Sound incident, things like that. So they said, "Look, we'll fund it a while, see how - we'll totally fund it, let's plan on totally funding it, we'll give it a year and a half and see if you can generate income. Our original marching orders were to do three or four cases where we can get some punitive damages and generate some income. People go out and they do something like that and the judge says okay we'll pay for your trouble..same thing as the Sierra Corp. but what we're able to do at least out west, we've got a case going out west, we're able to bill by the hour, so we're billing out between $75 and $150 an hour for research, preparation time. But that is basically that we're getting, we're cranking up witnesses. To file a suit, for example, to get a suit going, you need affidavits from people.

K: Can I bring you anything to drink at all?

-: God, I'd love something, I'm dying of thirst, I'd love something...whatever you have, 7-up anything.

H: Bring anything you've got, Kathy:

-: So anyway, where was I? Out west, I think. Anyway, we're able to bill out by the hour computed by the tenth of the hour; so we use a little peg slip system, same way lawfirms do; so we say, conference with this guy ... we prepare witnesses. We'll get a witness in, let's say if your guy ever wanted to come forward. We'd get him in, prep him, get an affidavit from him; basically, to be part of the complaint. In a case like that in a big dumping deal, you really need a live person. You need somebody that can say "My name is Wayne Black. I'm over 21 years of age and I saw the following things." And then you back that up with things like that.

H: And then you go out and find a lawyer to do it or what?

-: Yes, I take it to the Board and then they say "Okay, here's who we want to use in this area." One of the things that has peaved me and drove me crazy since you first let me look at some of the documents . . I see you finally straightened your boxes up, last time I was through they were all over,

H: Yeah, on every floor.

-: Oh, okay. One of the things that peaved me was that we got a rather naster protracted litigation going out west, I guess the firm called Gibson, Donnan & Fletcher. I see you smiled. But that's the firm that Alaska (?) uses.

That's an Exxon firm and this firm lives and breathes as a result from _____. That's why when I looked at those legal documents I was really so high looking at those.

H: I've been so hurt that ----------.

-: Sure, I don't blame you.

H: Cause I'm not sure yet where I'm at and I can't see myself. I can't make one mistake. They can make 50,000 and they're ahead. I make one mistake and that's it.

-: Yeah, I don't blame you. Especially those documents. Those are so powerful. The Attorney/Client Privilege matter is so powerful you really have to be careful. I don't blame you for holding those close.

H: The people in that case can't look at them.

-: I know.

H: But I don't mind.

-: What I want to do and that's why we'll go to the office and maybe my computer guy can make some since out of explaining to you what the hell it is he's doing with ReadWare or what he want's to do with ReadWare he's plugging in there, and see if it works. He's really sharp. He's a genius. He says that he may need to talk to you.

H. Oh, he's doing your computer. You won't need it on the weekend. He works every week.

-: Well you can go over there and sit with him and understand it. But anyway, that's why those things are so important to me because its like the quarterback. The

quarterback that likes to throw to the left, to the right or up the middle, they like to throw the same way every time. The other side of the business its a high risk case. The first big one that we're going to trial on.

H: What kind of case?

-: Toxic disposal.

H: Is your friend going to call here or on the machine?

-: She's going to page me.

H: And, we'll be back for a couple of hours.

-: Yep, but I think you should keep them if you've got reservations for six, keep them. Can I get in there like this?

H: Oh, yeah.

-: Char Houses in Miami are great. Do they have a good salad bar like most of 'em do?

K: Also, something that they didn't have in South Florida or Indianapolis, they have a gigantic Ceasar Salad bowl.

-: Oh, they don't have that in Miami.

K: Along with everything else, it might just be a good come on.

-: Do they have a big thing of caviar there?

K: I didn't see that.

-: See, in Miami, they have -- I don't know how they don't lose their big bowls of caviar. I'd just take the bowl back to the table.

K: I thought it was blackberry jam the first time I had caviar, I was about 8 years old and I had a great big

blob on a biscuit and I just loaded the blackberry jam on top and took my first bite and I have never had caviar since.

-: What was the movie, the movie Big? Did you see that one, the big, big guy that the little kid went some where for something and he gets big all of a sudden and he goes to this party and eats caviar. But he thought it was Jam; then he attempts to wipe it off his tongue with the napkin. And they give him baby corn, and its a funny movie.

H: We'll be back in a couple of hours.

-: And I don't have anybody that's gotta find me except I've got to see Roy some time today.

K: Did you want to try to change the time of the reservations?

-: Yeah, I think that's fine if she's gonna be back at all tonight before 10:00 or 11:00 . .

H: 10:00 or 11:00?

-: Yeah, if she's gonna be back. She went to school tonight with a couple of people, gabbing and all that stuff; she'll be back tonight. If she doesn't, I'll lock her out. She'll be back.

H: You can't lock her out if she doesn't come back.

-: That's true. That's right. This is an official 100% fiance. This is not a niece. This is serious. So, anyway, she's great. Great people.

H: Anyway, that kind of case can go on forever.

-: Yeah, I understand your apprehension and I don't blame

you. I'm getting more and more, especially since I got that letter from up there, I'm getting more and more, not paranoid or anything like that, but just more and more careful. We're past word protecting everything. If somebody breaks into our office, it's not a problem for us. That's the reason that we took this office over there at that location.

H: For example, when they went down on Dan Lawrence, they had messed up the guy, they way we had to separate, they had the security division, he was able to say...(garbled) they've got people answering their questions that way...

-: I saw him on TV, one of the times that I was up there he was on TV talking about a spill drill or something.. some kind of special. He's got a beard.

H: Yep. A little heavy, sloppy fellow.

-: He let them lead him along. He became a myth he started to slow. The things he didn't do, he said he did. And they go back to haunt him. He got carried away. He quit. He never got another job. You got the smartest guy in the world to take care of him and he screwed up. The funniest thing in the world happened, you'll appreciate this, the phone rings and one of my guys calls me and says "hey, ALIASK is putting the rip cords back on the turbine, --- a couple weeks back- the federal judge stayed his order and then they negotiated something else. They just got a big award. He's in ALIASK's pocket . . won't let anybody go anywhere without sitting down...

As long as you know it, I didn't know it for several years what they were doing to me; after all they're smart. But anyway.. no big deal. They'll hurry up and do what they're supposed to do. But one of the things they had to do overnight, they're running the pipe line ... spewing out a terrible tonage of ... they put rim coolers on it; a certain kind of cooling system; so they had to dismantle the rim cooler by the time of the judge's order and they did. They dismantled it. The night that you and I appeared, we got a phone call from guys who were putting the rear coolers back on...but then you never know if you're being set up; not by my guys but he's being set up cause they know who he is I'm sure. So he told me the boss was telling him and some other guys that they're gonna move the pipe line up by 400,000 barrels a day, the parent company said the hell with the environment and we'll take care of that in Washington, and they put the rear coolers back on. You know it's hard to believe. They were done that quick. There's a way to, publicly, that they got permission. That's what I told Rick and he laughed and said "no, that wouldn't happen". The next day I got a call from another guy. And he told me he put 'em up. Then I had Dan Long, he talked to a guy at ARCO, an official way up in ARCO, who confirmed to him that ARCO is a party to it and they're

gonna run 400,000 barrels a day more. Now just a couples weeks ago, a couple of months ago the guys in ALASKA politically wanted to give it more environmental relief in view of that maximum production now and wouldn't have to spend extra money and all that kind of stuff; we can't get any more of it, anyway, bullshit. He wanted to get more production in the fuel when the price was 6,000 barrels below the market. The market jumped $6.00. You know not to negotiate my final price with Exxon. You they fucked around a lot with the appraisal. All kinds of negotiations were going on and I didn't care. But take a lot of time and mark it with ____ . . .

The first few years is where the bulk of it will come out and thats where safe prices are very important. But what I was gaining was prices delayed was that once the appraiser got in there Exxon would negotiate .... (tremendous airplane noises ...

Now, it turns out that the few million I thought were coming down a little bit, has gone the other way. But the other thing that's happened is that once the appraisers are finished we negotiate, cause they agree they're gonna give me a little extra because they owe damages, etc., but they're not gonna get that but they'll go the extra mile. They have to get me out; they can't open up and turn around and they'll get me totally out. They've

been operating for fourteen years and they didn't have a ah, they're still giveing back this, that and the other, in other words, they don't want me around, so I have to tell you the White House is set . . they say okay, MacIntyre will serve next year. They're gonna wreck it now and get it out a lot earlier. When they get a lot earlier at higher prices they can't get anything out unless they get rid of me. And my partner. Anyway, my partners have no say in this. I make all decisions. I make the decisions and I think its the right one, right or wrong my partners have no say so. My partners say to me if I have a gut feeling .. anyway, I've discovered when we put down in negotiating, that's another thing. My partner's buddy friend, a big older guy that's retired, that friend has now become head of Elk's Occutane. I told him about this. I said you never screwed me around and I'd like to create a _____. He said "Oh, sure, I could take care of that for you". So he's gonna take care of that. He talked to his buddy and said for sure he'd like to have some in-ground oil in Alaska. He had some already up there. So, I have to arrange to talk to Elks Occutane cause I really don't like to think that Elks Occutane has a shot at buying my partners and me out. If I can get two more blocks right here adjoining it, its up for sale.

H: Will he really buy it or?

--: Oh, yeah. By the time it takes him to buy it, Christ, it could be another 8 months. I'm 60 and my wife is having

a lot of hardship because of my screwing around. I want that kind of money now and take it easy with it and do things I like to do which is what... well, you can picture things I'd like to do.

--: Yeah, I want to talk to you about that, too. I've got a plan but we should run over the office and talk to Herky here.

H: About what?

--: About work. That's what I want to talk to you about. I hope we can find it. I get lost a lot but it should be right there.

H: What's the address?

--: 2341 Jefferson Davis.

H: Well, there you are?

--: The Century Building
Your guy is over there, I saw you over there the other day and I saw my cousin over there; he stayed in the hotel. So Jefferson Davis can't be lost.

H: Kathleen, we're on our way. I'm gonna leave Muffin with you. He's not too happy.

K: All right.

__: I beg your pardon?

H: No, nope except to be sure to call Roy Dolpert. Muffin, you stay.

--: What a nice day. Is that the back of the shopping area, there?

H: Yeah.

They mow my lawn all the time, right on time.

This transcription is from Tape numbered 19 dated 18 Aug. 1990 (copy #1) (side 3) (A)
Picking up from the middle of the tape:

--: We wanna go back to Florida. At any rate, we just have our own life . . and, ah, so otherwise, they'll be in my hair. You know, our problem, now, is

it's unbelievable now.

H: We don't want that.

--: We're gonna go down sooner or later.

H: 80% of the population in Miami is Latin.

--: People say, "Oh, you have problems with Cubans but the Cuban group is the group that made Miami. Without the Cubans, there wouldn't be a Miami the way it is now. And they've made it exciting, they're business people. You have it confused with ___ like Jimmy Carter . . . but the typical Cuban community in Miami is great. The Cuban people are good, squared away people. People who don't speak Spanish ... as opposed to the Anglos, you know, but the South American influence, the Cuban influence on Miami, is unbelievable, banking, etc. They are primarily in Miami. I don't know if you'd wanna live in Miami. I live out on Key Biscayne which is about where . . . I live half a mile from Miami Beach.

Well, Happy belated Birthday!

a couple of years with the market down; . . . what in the hell is going on?

Here, we go, here we go.

You want some caviar, Kathy?

Okay.

--: I hope you can hear me. The conversation is gonna be with regard to the generic _____. If you're reading this give me a five - one five, please.

Wonder what you guys are eating at the surveillance van. I've ordered a filet mignon, it's rather chilly in here. I know that you're probably having a good breeze.

The salad is great! Well, they're on their way back.

Looking for a place to stay . . do you have any ideas? Looking for a rental--one bedroom.

You ever hear the name, Yadrinia (?) Pedenko (?) ?

They said, well what do you want?

(That's all on side A of the tape!

Now, this transcription starts on Side B of this tape)

--: Try 519-8690 and let me give a chat with you anyway.

Okay, it's 20 til 7:00. We just had a quick phone conversation--and we're back on the air now and I'm now walking back to the table . . everybody's wondering why I'm talking to myself.

--: Well, good news and bad news--the good news is that I got a hold of her and that she got a hold of me finally and I'm gonna see her later on tonight. The bad news is that she's galavanting around with her friends. So, she'll have a good time and we'll see her tomorrow.

H: She with her college friends, or what?

--: Yeah, some friends she went to nursing school with.

H: Where's she from?

--: She's originally from Florida. She's a native. Went to school in Georgia. You guys are from Philadelphia? We're going there sometime in September.

Can I have another one of these?

H: That's a potato?

--: It looks like a football. Yeah, that's a fat one. Look at that filet mignon. You got a cheap steak! That's a great filet there. Look at that. Ooom, ohm.

--: You guys gonna sail on me or what?

H: I'm gonna fly down and stay a while down there a little bit?

--: Where you gonna stay?

--: This is great, thank you. It's perfect. Great filet. Diane? She works at Jackson Hospital.

I don't have that preoccupation with it right now. But we're serious about doing this and I'm out here to make it work. I'm just trying to set up these little offices around and you can be one of them, so . .

--: ... because they're entrusted with part of the reefs and things like that

H: For your information, he's in ....

--: I got the tape on, I'm gonna turn it off to save the battery.

H: No, not really. My dad was born in 1900; he died in 1970 and my mom was killed in an automobile accident two years later; a year and a half year later; yeah, I'm an older guy myself. I'll be 43 in November.....

.....

--: You ought to get away from it all.

This transcription is from the tape number 20 dated 18 Aug. 1990, Side A:

--: Okay, I'll file my complaint tomorrow. You wanna walk here, let's walk out this door.

Yeah, so we're living in Sun Valley and I come home with it once in a while...

They came out with that raceboat effect...looks like it.

coupled with the fact that you did not ... I was the only one who made the complaint in the first place.

Don't forget to get your phones transferred.

H: Okay, thanks for dinner.

--: My pleasure, you kidding? Happy Belated Birthday.

K: Thank you, very very much.

--: We'll see you tomorrow.

K: Good.

--: I'll see you around 11:00, okay? I'm gonna be with Diane. We'll pick you up afterwards and then we'll go to breakfast. I'm gonna get in there around 10:30, a quarter to 11:00, so we'll pick you up.

H: Bye, bye.

--: I'm putting the stolen documents in the trunk of my car. These appear to be the same ones I looked at before.

A grey Lincoln Town Car 572 756; I'm going to the radio now; I'm switching off the bug; going to the radio.

Begin Side Three.

B: - - - would you like a red, burgundy wine, a little soda, red wine, _____(unintelligible) or something. Filet and a _____(unintelligible) - - - and she had_____(unintelligible) I was sick all day yesterday, there's something wrong with that wine. I think it was wine, I don't know what else. I said, wait a minute. The only thing I can count on was that wine. _____(unintelligible). I drink wine every day. That's my little - - - you know, my little, _____(unintelligible). Like they did here. When you've got a background like mine, some guy in the _____(unintelligent) may dig it out, and put in a wine cellar, in the backyard, of course. Ah, problem was, that the patio back of the cellar _____(unintelligible). The bricked it all up again and fills it with styrofoam, I don't know, what else, but then, _____(unintelligible) - - - (a little Spanish?) _____(unintelligible) - - - he'd go with ya.
Ah, see, he won't go with ya.

H: Where have you been this week?

B: Just all over. I was up here earlier in the week and was in Miami and we were in Tampa, just putting out fires.

H: How many are you in the Miami office?

B: In Miami, we have total amount of people down there is about nine.

H: Wow.

B: Nine or ten, with Sherri, John, Van, we have thirteen or fourteen totally.

H: Do you think you'll get a good place for an office up here.

B: This place is perfect.

H: So much you need out of town here, that, uh, that I am pretty good at, things kinda like what you're looking for.

B: O.K.

H: And that I help people, and I know how to get things out the hill and _____(unintelligible)

B: Yeah, you gotta be pushy, because the problem with the agency is can't ge in, uh, and only one entrance in the building. You gotta sign in, they gotta come and get you, all this crap. _____(unintelligible) you want something, you con them out of it, you just tell them you're the messenger service. They'll finally - _____(unintelligible) - - - messenger get it ten times faster than you can go get it yourself. That's why I can never give up my

place here. If your out of town, or your out of town, you know they're watching - - - you're watching - - - everyone knows to find me here. (unintelligible) I'll always maintain this as an office no matter where we live. My office used to be the third house up, but _____(unintelligible) - - - German lady was there, owned it, she owned it in case of emergency in Germany, war or something, she could rush back here. She had the property here, she was a corporation name.

H: (unintelligible)

B: He decided to sell, in fact I had to move out in about three days, so all my papers and documents, _____(unintelligible) I barely got them all out. I mean is this, where will I put. And I've been in a quagmire for _____(unintelligible) prior to that it was pretty well organized, _____(unintelligible). These flowers look lovely, _____(unintelligible)

B: _____(unintelligible) I have another battery in my pocket which is about half life, I don't know if you will be able to receive me from over there on the other side of all that brick and metal, but we'll give it a try. Give me some one's if you still got me. Thank you.

Period of unintelligible.

B: I understand you had a birthday.

K: _____(unintelligible) I want to give you this, it's not a birthday present but, this is, ah, a little thing we have, that we're giving to people.

K: Oh.

B: Yeah. It's kind of a neat little pin.

K: Thank you.

B: This is gonna be our motto or our logo if we, I guess if we have one.

H: We'll Kathy, they're a lot newer than I thought they were, they've just started. Is Ricky still with it, what's her name, Ricky ---

B: Snow. Ricky. No, she's not. She, ah, decided she wanted take the summer off and spend some time with her kids, and then probably move, ah, back up North with her family in the fall, so she's basically --

H: _____(unintelligible) - - my daughter in Pennsylvania.

B: From Pennsylvania.

H: This brings me back to your area anyway.

B: No, she was doing some work for us, and she was real ---

H: Here, we'll put you in the middle, Kathy.

B: - - she was real good at it, uh,

Period of unintelligible.

H: _____(unintelligible) When I met her up in Memphis and set up _____(unintelligible)

B: Point was, we didn't train her.

H: Lucky for me, my point of view - -

B: Oh, sure - -

H: I'm on the airplane with her, and I saw her up there, and she was, uh,

?: Get back here, Kathleen.

Beggar: Can I get a dollar? Quarter?

?: Sorry, I don't.

Beggar: Thank you very much.

H: How come you got the money?

K: I have your wallet.

H: O.K. That's better.

B: We didn't prep her enough.

H: Well, it's _____(unintelligible)

B: Yeah.

K: Oh, you know what it is _____(unintelligible).

Period of unintelligible.

H: - - - everything she wanted to know, there was Rick _____(unintelligible) she saw Rick and I together at the bar, and, ah, started to walk up to us, and that's when -----

Period of unintelligible - - K. & H. argue about walking together

Laughter

H: Anyway, she wanted to know, if Rick _____(unintelligible)

Period of unintelligible.

B: She was frustrated.

H: Just got hired.

B: And not, well, she was in this environmental ____(unintelligible) group. (Unintelligible) What the hell is this? Who is this?

Period of skipping tape.

B: And then you said - - -

Period of unintelligible - skipping tape. Music in background.

?: What made you come down from the Midwest?

?: The weather.

?: Sailing.

?: The weather.

?: Do you dive?

Period of unintelligible.

B: ____(unintelligible) - - - the more realized that snorkeling is fun, because you don't have all that garbage on your back. You don't have to worry about accident's or things. I've been diving since probaby, sixty-nine, seventy.

H: _____(unintelligible) equipment? (Unintelligible)

B: _____(unintelligible) - - - Most dangerous thing in the water is us, as you know.

H: Yes, but I just, ah, follow some boat, come up

B: 5198690, 5198690, thanks _____ (unintelligible), 5198690. Try 5198690, let me just chat with you anyway.

The time is twenty until seven, we just had a quick phone conversation, our _____ (unintelligible) is on the air now, it is twenty until seven, and I'm walking back to..., I'm walking back to the table, and everybody wonders why I'm talking to myself, well, she, the good news and the bad news is this, the good news is that I got a hold of her, or she got a hold of me, finally, and I am gonna see her later on tonight, the bad news is she's gallivanting around with _____ (unintelligible), I know I am dragging, so she'll have a good time and we'll see her tomorrow.

H: We'll see you tomorrow, good enough.

B: Diane?

Other voice - Right.

H: _____ (unintelligible), of this country or what?

B: Yeah, some friend she went to nursing school with.

H: Where's she from?

B: She is originally from Florida. She's a native. Went to school in Georgia. Her friend just went different ways.

B: So, you guys are someday going _____ (unintelligible) or whatever?

H: That someday is September 8.

B: _____ (unintelligible), oh, really.

H: Four weeks away.

B: Wow, Thursday, September 8?

H: This September 8, on a boat...

B: Oh...

H: Under sail on Biscayne Bay, just us and two or three people from her family. On a seventy foot catch, excuse me, on a seventy foot catch in Biscayne Bay.

B: Oh, _____ (unintelligible).

H: No, I wish.

B: Where are you going off to?

H: We don't take a week off after that, go to the Virgin Islands, the British Virgins.

B: This weather we got is terrible.

3rd female voice: From the best _____ (unintelligible) of my life.

B: Can I have another one of these?

Period of time unintelligible. (Approximately 1 minute, food is delivered. Talk of size of potatoes.

B: So, where have you been in the Virgin Islands?

H: For the first day, we went to, uhh, part of our problem is that the staff was mad because we went fishing, uhh, then we went to, uhh, Virgin Gorda and the _____ (unintelligible) Islands.

Period of time unintelligible.

H: The Virgin Gorda, _____(unintelligible), a little hideaway.

B: Where did you go in the Virgin Gorda?

H: Little Bix Bay I bet.

B: You know, that was that commercial _____ (unintelligible), _____ (unintelligible), when we

left, we flew out of there.

B: Yep, beautiful snorkeling.

H: Oh, left and right.

B: Doggone it, what do you think of that wind there? Have you done any sailing - sailing there?

H: Well, that's how we're getting home. I said I wanted to sail. We were going powerboating all the time. And I had never sailed in my life. But I figured _____ _____ (unintelligible). Everywhere we went, they always knew of something later in the day, on their sailboats, we'd be _____ (unintelligible) some nights for a coke, and there they were.

H: One day, too bad, _____ (unintelligible) and I are snorkeling, we'd never snorkeled before, and snorkeling away, and all of a sudden, she points over there for me to look, and I did look, and a girl _____(unintelligible) jumped off the boat, _____ (unintelligible), wasn't wearing nothing.

KH: Her contacts were out, I guess.

B: Yeah.

H: I could see her,

K: Sailboat coming toward her.

H: Right. Anyway, this gal had a nice set of boobs just hanging down in the water when she turned toward me. I told her that's what I want coming off that other boat. When she realized what it was _____(unintelligible) went to far without the _____ (unintelligible). She said get out the water.

Short period totally unintelligible.

H: That's how I decided I wanted to do some sailing.

B: Good thing Mom and Dad have a sailboat which is just around the corner here. I live with my parents. To make it even better, if I lived alone, I just didn't want to be with this powerboat, _____(unintelligible) Dad was the powerboat guy from Seattle.

Short period of unintelligible.

B: My partner has, a newspaper, he owns a newspaper out there called El Ninjo. What it is, is a blank checkbook.

H: That would be a very good friend.

B: Ah, his background was instrumental in his owning _____(unintelligible), and that would be indicative of a _____(unintelligible) at the bank.

Period of unintelligible.

B: _____(unintelligible) election night. All the crowd was yelling at _____ (unintelligible).

K: He wanted the spots.

B: He wanted all the spots. Money, he said, was planted.

H: Wait a minute _____ (unintelligible)

B: All you got to do is stay alive. _____ (unintelligible). But if you do stay alive, you could go for _____ (rest of sentence unintelligible)

H: Not Maurice, no.

B: No, his father. If you can stay alive, you'll look good when you have to go around on the other side.

H: Is this Maurice's _____ (unintelligible) father?

B: You see them _____ (unintelligible)

Period of unintelligible.

H: You guys gonna _____ down there or what?

B: We're gonna fly down and sail while we're down there a little bit.

H: Where're you gonna stay?

B: At the Bitter End.

H: The Bitter End, _____(unintelligible)

B: Remember, you had more problems there with the mosquitos.

H: Oh, yeah.

Laughter

B: Each place at the Bitter End has its own front and rear entrance.

H: Oh, really.

B: _____(unintelligible) yes.

Period of unintelligible - Kathy talking a lot.

H: You going to the Virgin Islands all the time for snorkeling _____(unintelligible).

B: I used to sail down there.

H: Where?

B: Antigua, that area.

K: (unintelligible) That's when he got his eyes full. _____(unintelligible) it will be the last time (something sung).

B: She _____(unintelligible) pretty bad.

K: (unintelligible)

B: She bought all the food at the bad place, where they took that _____(unintelligible) caviar. _____(unintelligible) She didn't want to get her hair wet. She didn't want to get her hair wet. Her dad had a _____(unintelligible) boat and so close to shore they would have to, ah, go a little ways to get it in, to get the pick of security there. They have to put the cables ----

H: _____(unintelligible) she didn't want to get her hair wet?

B: Lately, it's been nothing to _____(unintelligible)

H: You coulda got her a little jacked up.

B: I think you can understand that.

Period of unintelligible.

K: Well, at least you have other _____(unintelligible) to talk about.

B: Well, you see, that's very close, I don't have the protracted _____(unintelligible) to _____(unintelligible) and I don't have that, and I don't have that same preoccupation with it right now.

H: But, we're serious about _____(unintelligible) and I'm gonna make it work. I've just been trying to set up the little offices around and this is one of them, so, _____(unintelligible)

Period of intelligible.

H: - - - Little babies going out, such a beautiful _____(unintelligible) going out there - - - be destroyed by two many people.

B: (Unintelligible)

Period of unintelligible.

H: Finally, the people who are receiving it, can't live with the water, so they have to be stuck with it, the _____(unintelligible) shows up bad, on their, uh, everybody has their own _____(unintelligible) - - - fifty thousand gallons of water, (unintelligible), it was just the same situation that I was up (unintelligible), we had no way of, cost too much, simply the problem of the refinery to separate it. The crude is pretty much (unintelligible) - - - the window. (Unintelligible) The way to get rid of it is to bleed the _____(unintelligible) off the Florida coast. When I thought of it, - - -

Period of unintelligible.

H: Well, they could say dilute it. Forget the law. (Unintelligible) Anyway, five hundred miles off shore.

B: Well, what can I expect?

K: (Unintelligible)

B: Coast Guard.

Period of unintelligible.

H: - - - maybe, five thousand barrels, four thousand barrels or whatever. _____(unintelligible) Who knows, what the hell? Somehow, it _____(unintelligible) up there.

K: (unintelligible)

H: No, we bought it from, uh, with our AMI Equity.

K: (unintelligible)

Period of unintelligible. Occasional mention of police.

B: Where do you get the barrels?

H: - - - the barrels accumulate.

B: No.

H: And you're supposed to go to the, uh, the refiners, _____(unintelligible).

B: No, don't tell me they threw the barrels overboard.

H: Two hundred.

B: How many?

H: Two hundred.

H: Those guys, four to the boat, were something else.

Period of unintelligible.

H: - - - what the hell are all those barrels doing there? But the kid was so embarrassed, _____(unintelligible) run around with two hundred barrels _____(unintelligible)

Unidentified voice: Florida Keys.

B: That is a real problem here.

H: Tell you what, (rest of speech unintelligible)

B: Your guys.

H: What you're doing is _____(unintelligible)

B: Why'd he do that?

H: (unintelligible)

B: Well. Yeah, but - - -

Short period of unintelligible.

Period of unintelligible.

B: You did say, hey, (unintelligible)

H: Oh, yeah.

Period of unintelligible.

B: Tell me how long a barrel lives in salt water at the bottom?

H: I don't know. About a month.

B: That's it?

H: A month, two months. Sure.

B: Not over a year?

H: Oh, no. Regular oil barrel, about a month or two at the most.

B: I'm convinced that this lobster thing people cut their oil cans in half and put them in there, you know, for lobster _____(unintelligible), when they throw them in the bay all the time. The lobster hide in there. Those only last four or five months. Because they get encrusted with, with a, a part of the reef and stuff like that. But if you have full barrels in salt water, look what it does to a boat.

H: (unintelligible)

H: - - - I'll tell ya, I could be fifty percent right. We can get this out right. I think they're few too people employed. Anybody I've ever known who's going to live on the beach, gets a lots of tar balls, and we get this out, we _____(unintelligible)

B: Let's not any grass grow on that one.

H: I know.

B: Listen, I may do a document that it happened. Document that it is happening and just stop it.

H: Stop happening.

B: Yeah.

H: (unintelligible)

B: We need somebody to start that trip.

H: _____(unintelligible), the guy who did it, _____(unintelligible)

Two or three exchanges unintelligible.

Period of unintelligible. Some mentions of driver's or divers licenses.

B: This is a great place. My pleasure.

End of Side Two.

THE FOLLOWING IS A TRANSCRIPTION OF TAPE # 20, PROJECT # 427, DATED AUG. 18, 1990, FROM ALEXANDRIA, VIRGINIA

ch: You want to walk here? You want to walk out this door? OK, I'll file my complaint tomorrow. There must be more than 360 people.

sr: That monster roar in the fireplace.

ch: Let's go down to the dock and look around.

sr: OK.

ch: Second dock for sailboats. I haven't used it because its still winter. Working that kind of endeavor. 43 endeavors. Something like that. A catch. We found out that ... down in the islands using it, but try to keep up a boat like that and

wb: Its huge.

ch: But we're living in Sun Valley. More than we can handle. I saw a puppy there. You can really tell, can't you? All the glamour

wb: Thing with a rollbar looking up back at me. Remember when they came out with that? Ray started faxing all the high tech stuff. This is going to be a carry out sign.

ch: unintelligible

wb: Yeah, I'll bet. I used the camper last night. There were a lot of people up the road. (transmission breaks off and on)

sr: unintelligible (jet roar; background noise)

ch: She's so crazy. You mean it will be like a little bullet.

wb: Why don't I pick you up?

ch: unintelligible

wb: OK. Why don't you pull it around? We'll spend a little time.

ch: Will that guy downstairs let me in?

wb: Yeah. If not, you can pay the man but just come over and then we'll ... flowers.

ch: I don't see it making any (transmission breaks up) Is that the same one.

wb: Yeah, its the same one. Different pager.

ch: Is this a local pager? Yeah, I'm going to take him for a walk

right now. We're almost there.

wb: Its 8174253. Just put your number in there where you are. And if the guy is here he will call you.

ch: unintelligible

wb: That will be good. (transmission breaks off) 2341

ch: Thank you sir.

wb: Oh, don't worry, I'll give them back to you tomorrow. I'll read them and dump them in tomorrow, have our guy dump them in and go from there.

ch: unintelligible...I checked your listing on our mailing list. It was correct. unintelligible My guess is that either the U.S. Mail or one of your ...were the culprits behind the fact that you did not receive the package. Probably already went and made a complaint in the first place. The Aliaska people never knew this anyway.

wb: Don't forget to get your phones transferred. Thanks again.

ch: Yeah. OK. Thank you for dinner.

wb: Alright you're welcome; my pleasure, you kidding? Happy belated birthday.

sr: Thank you.

wb: We'll see you tomorrow. I'll see you around eleven.

ch: I will be here around eleven and then we'll pick you up afterwards and then we'll go dump it.

wb: I'm going to get in there maybe 10:30 or quarter to eleven, so

ch: Bye bye.

wb: They're storing the documents in the trunk of my car. These appear to be the same ones I looked at before. Handcar 572756. It's a gray Lincoln Town Car. 572756. I'm going to the radio now. I'm switching off the bug and going to the radio. Rick, we're going to go to the office, QSO.

AUDIO DUPE OF VIDEO EXHIBIT # 21, FIRST SIDE 21-1

ch: She has been wanting to write a book; she wants to co-author it with me. Make a quick call here. Rick Steiner says that the editor of Alaska Magazine is writing a book about Alaska and his last chapter is about me. He's coming to interview me. I haven't met him before, though, and the whole chapter is supposed to be about my being, having done more for the state of Alaska than all of the environmental groups put together in the last five years in Alaska. Whole chapter. The Alaska Magazine is a pretty nice magazine. The environmental community up there is so blown out by the industry. Hard to believe. If they got their funding from industry, they'd leave them alone.

wb: Here's what we're going to crank up. I just got this on the fax. That will give you an idea of what we're doing.

ch: How did you happen to open up here in Washington?

wb: Well, its very active up here but the other reason, basically, is you. We want to start doing some effective stuff and I'm tired of all these long distance calls. I want to be able to spend some time and do a couple of things. I want to be able to, what are you looking for? That's the best thing. Your shirt. I want to be able to get this ReadWare going. Because its like it is "the thing" for us. It really is, Chuck, it is going to be "the thing". She did get some stationery already. Alright. She came through, goddamn it. Plint min research. It looks like we were using the Miami, she got that done. Good. I thought old Vern, Vern must be screwing off, I thought he was going to be in here today. He should use Ken this week and anytime, not doing what he wants, just put Ken to work. I got someone going to Japan to see if I can get the Japanese to buy in because he's at the end of his,

ch: Is he?

wb: Well, Vern's got two assignments: one is to get Sherry because Vern will only be here through Wednesday or Thursday; get Sherry plugged in on using the thing; we got the scanner there and we're ready to go; uh, we're still going to do this, are you familiar with, I'm not familiar and that's the reason I'm asking, with this OCR stuff? They're going to be able, we're still going to put legal documents in there, depositions and things, and we can still do, you know, how many times did they mention Wayne Jenkins name and still go to those perks but it won't think like we think ReadWare will. And the application of ReadWare, I guess, is pretty sophisticated.

ch: He knows how to use it and he's here and he can help at an time; he is only a couple minutes away. If you're going to need any computer time, you know, Rich is, because things are slow, selling his services, his outside computer work for

people. The Saudi embassy is using him for something and whatnot. But he needs outside work right now, he's got a wife and baby. He needs to find something he can afford to mess around with, but now he's getting serious. Any kind of computer work they got, he's good at using the system.

wb: These guys have been out selling, Lou's out trying to sell the ReadWare thing, huh?

ch: Well, he's not equipped to sell it. It's going to take an outside subcontractor; some other company is going to take over ReadWare and they just keep doing developing it and developing it and what I'm doing now is until Ken were ready to give up more of the company, I wasn't going too far. As far as, I've got a nice hunk I'm happy. But he's got to give something up. You're not going to get any big outfit to come in and pour a lot of money and let the genius run the show. It's still not user friendly. It's not windowed like it's supposed to be. So he's going to start, he's caving in now, he's ready to give up a lot of more of the company than before. But I have a real top guy, a top operator is going to hit big in Japan. He used to be up on the hill with me; and he'll sell us to Mitsubishi or someone. Which one was that? The Motorola?

wb: Yeah, this is the new one. Apparently, this phone isn't working. It isn't getting out or something.

ch: Which one?

wb: This one here. I just called and they can't call in here.

ch: That's the one I'm getting. A friend of mine has it and he's very happy with that model. A friend of mine has it and we tried it and its very easy; he has it in his car, we tried it in his car and it also, it will tell you who's, if someone wants to reach you, you know that they tried to reach you.

wb: yeah, it will show you how to call if you have it on. It has a cigarette lighter plug-in. Its real neat.

ch: And also you can add to the extensions in the car.

wb: You should only pay about $800 or $900 for one of those.

ch: They are really coming down; I can't believe it. But I am not getting any of this until Exxon. Cut the corners.

wb: Yeah, I hear you.

ch: I used to have one in each car and all that good stuff and now I am living without them.

wb: Well, they can rack it up very quickly.

ch: And Peter Chadler is an attorney?

wb: Yeah. He's a guy with a firm out there I forget the name of but he's getting ready to file that for us and all he needs is for us to do the sign off on it. That is one of four or five things. Here's the thing; I don't know how to explain this to you; I don't blame you for being careful, especially about those legal documents, Chuck, but we're doing bits and pieces; let me see if I can even draw it.

ch: Here's a citizen's suit; you're giving written notice; 60 day notice by the expiration of the notice. I have one of those sitting out there so I don't have to go the notice route anymore. What are they complaining about here? O.K., this is a property that was torn up, right? And the plaintiff's list case would be like, who?

wb: It would be like us and the people who own the property. We come in as their friends to do it. Simple suit; no big thing, not a big dumping fee or anything like that. But what we've learned from that is what we're going to put in the computer. What we've learned from that; what I want to do is this is the computer and we're going to headquarter ourself up here; what I want to say is, O.K., we're going to sue these guys in L.A.; we've got one going now out there in San Diego; that's the Gibson-Dunn caper; all these things are going to generate depositions of their experts and that's like what are they going to say this time? Whoever pays them the most. And its going to generate legal memoranda internally and from that they are going to file motions. So what I want to take are these motions and these depos, the couple of cases we have each week in Florida and put them in; you're the one that gave me the idea of this ReadWare; and put them into this ReadWare. And that ReadWare, I think, according to you all and according to my guy, John, that you met, is going to tell us what they are going to do. So we are real selective when we are going through the big one; let's say we go through this guy out there, the guy that you just met, that is like the biggest case; we're going to know what they are going to do. And that's the way to shut them down; it's like knowing what the enemy is going to do next. It's a strategy thing. That's what I want to do.

ch: Hell, if that's what you are up to, you can get, for example, from the environmental community, to settle on these suits and get their files, I mean, if they are finished suits; if they are over with.

wb: That's what we've got Sherry doing.

ch: And you are going to get a lot of NPDS permit and what I found where you are going to enjoy this is that they've been whipped too many times. They've got new people coming and going. Weekend lawyers are making their way, spend a little time here

and then go on to the next deal, I mean to the next job. Another young lawyer comes out of college and now he'll do the next enphidius permit. And they're getting wiped out each time by these type of things; the oil companies keep doing the same thing; they're not geniuses; what these people are dealing with they've never had any experience; they're all new people; and all these things, the environmental community, you see, in the Washington state, for example, hasn't done any more NPS permits in the pulp mills. Pulp mills are terrible polluters. So Weyerhauser puts a bundle of money up; they whip these little kids and new kids come on the block, so the environmental community, if they can't make any money, they are out of it, now, they've been out for a long while and nobody's been back, so, I can see you are picking up a lot of what you're looking for from prior cases that are done with but stacking and its so easy to just put it in. You scant in and you can get also and a lot of those that are already done, they are already in computer form some; everything that the people, that the, uh, a lot of it is in computer form and the rest are less than burned out on. O.K., I understand that, but do you want to win one in a hurry, though?

wb: Oh, sure. We always want to win one. What I don't have is the legal memoranda. That's what I mean. That's the way to really, I mean, we can take all these other situations, all these other depos, and what I don't have and really need is legal memos, and that's what is important. But the answer is yes, sure, I'd love to win three or four. Tell me how I can do it.

ch: O.K., what I, I have a funny little circumstance here. It's the kind of thing you are looking at doing; its five years old; its reached its course now; its just got to walk into court and hit it between the eyeballs and its all been done. So the thing, though, you all become known in a hell of a hurry. But I say no. In someone else's backyard. And the case would be filed here in federal court in Washington, DC, and they can't change the venue on it. One of these peculiar things.

wb: Tell me about it.

ch: I was telling you about this John Hond thing. He then went to the owner company and asked them, hey guys, have you been taking hazardous waste from California and the West Coast and putting it in your balast water and taking it to Valdez? So the attorneys present and the head of the company, the shipping company and BP and Exxon Largo, who, us? you know. We don't do practices like that. But we didn't ask the right questions and my, at the time, my source at the shipping company, who issued the orders to have it done, is sitting at the headquarters when John Hond came to ask. I never told John Hond that I had this source. I think you know that much about me. I have a source, I promise the man anonymity, if I

have to give up never to go anywhere, I'm going to do it, because that's my thing, my personal thing, I've seen too many people get hurt and I can't go help them when they're hurt. Can't get them a job they need help people so what I can't control I don't do. But at least, I'm very patient, too. You figure someday my time will come, so, in this case, I never told John Hund that I had this source because he would have insisted on meeting him and he would have dropped the word somehow and the owner companies would know it and this is a tough ball game in the shipping business so I just told him what to look for, I said, John, you go to the owner companies and ask them for the cable traffic that goes to each tanker when it goes to Panama to Alaska, it stops for bunkers, either in San Francisco or L.A.. When they stops for bunkers, the owner, I've got it all documented, when they stop for bunkers, it takes, say, four hours, to bunker a shipment for diesel fuel. The instructions are, hey, captain and first mate, there will be another barge coming alongside and you are to take on liquid from that and put it in your ballast water and take it with you. That's ballast water. Ballast water is sucked from underneath, but this was coming from the top, and mix it with your ballast water and spread it out. The captain's going to like it and you don't know who is going to give you what; you don't want to blow a tanker up and say well, contractor told me to take this ballast water and there's something in it, the whole thing is so worrisome, but it takes more time. Instead of loading in four hours, it will now take nine hours, five extra hours for this crud to come on board and a supertanker, well, every minute, well, you know the story of the Valdez, get the tanker out in minutes, so every minute counts. So they told them what to ask for and how. What he didn't know is that I knew you could go through the office and ask for the right thing that you get in each office. So he didn't ask for it; he didn't ask to see the traffic; he had an ex-investigator with him, an oceaneer, and on the third part they screwed me this way. With the gal from Valdez. A very major thing I'll tell you about; this guy that committed suicide on me; he screwed me on that one and that bad one, Amapco, and so, I had to live with it; I just forgot about it. I didn't forget about it, but there was nothing I could do. Turns out that a year later, Robie Russell, the head of EPA region 10 puts out a final report, the task investigation was a failure because it couldn't find any corroboration from my sworn testimony; I had four people that gave sworn testimony but they're all at the receiving end at Valdez; knew that the stuff was coming in; knew it would upset the system; knew that the cable traffic came in and forewarned that it was coming; knew that they had to disconnect the environmental analysis stuff and whatnot so they could dump it in the bay because they can't treat it; it would upset the whole system. And the problem was, according to Robie Russell, these people said that, but they are all past employees and he can't find any present employees who knows anything about it who will say anything except this gal who

they didn't seem to want any answers from and we don't have, we couldn't find any corroboration from the owner company; nobody's volunteering, so the trouble at the time, the way the questions were asked, they weren't going to get any answers, at the owner company as well. They didn't ask for the cable traffic; its very simple. If you had asked for every cable that goes to the ship betweem the time it leaves Panama and the time it arrives at its stop and bunkers its toll, you'd have found it right there. Well, there's nothing I could have done about it, so, I just put it in my backpack and said, someday, I'll bitch about it and when I write Doug Bailey; Doug Bailey, you know, he always turns to me and says, Chuck, keep a record, keep a record, someday you're going to write a book on this and you're going to blow them out of the tunnel; keep a record. So, about several months ago, apparently, EPA and DEC of Alaska, agreed with Arieska that they would modify their NPSD permit where Aliaska would no longer be responsible for what comes out the effluent that isn't ballast water material, i.e., if somebody's put something in the ballast water that is not ocean water and not oil cleanage from the boat, its not their fault. But EPA and DEC would henceforth become responsible; its up to them to detect it, to have the suspicion, to fly or send somebody in to Valdez; get a sample that is going from the tanker to the shore, analyze it, which takes weeks, analyze it for what?, you've got to know what you're looking for or it costs you a fortune, and do something about it. But Aliaska is not responsible because how can they be responsible? They can't control something like that. I was the one to file the complaint so I should have known about it. Such a modification, I would think. But I didn't get any notice of it. But they had public notice; it was in the newspaper; I have to get the newspaper, but I don't read the public notice section, for Christ's sake. The public notice section said that between June something and July 12th of this year, there'd be a public comment period and they'd hold a hearing in Valdez. Nobody responded. Rickie Ott was responding and going to it; she shows up in Valdez and they cancel it because they hadn't heard from me that she was coming. They hadn't heard from anybody that wanted to be there so they cancelled it two days before the final comment period. And they know the fisherman are all fishing and they don't even know what the hell is going on; she's out fishing; how's she supposed to be reading little ads? So, she had been all prepared for arguing about much of the modifications they were doing that were wrong and she also had this little modification here and she was against it; it didn't make sense, that they'd absolve this responsibility and I was on my vacation there in San Juan Islands and she was fooling around looking for me and my answering service and she called and I got back to her and she was in for a day; she had motor problems; she said that she wanted me to see her comments because she never says anything like that without going through me; she just made some horrible mistakes a couple times and I got deep shit in trouble and ever since then

anything she ever says about anything to do with the Aliaska Valdez and whatnot, I have to see it first just to make sure there is no, she just sends it to me wherever I am. But I was on these islands and I was at a hotel by coincidence just having brunch, so she faxed it to me right away and I see this clause in there about relieving you of responsibility on crud coming up and I had been hearing that they are sending the crud up together; they didn't know what I was going to do about it, but I heard it was going on again. Once they got it resolved, Aliaska knew it was coming because, hey, Aliaska is the owner companies. So, Rickie made a complaint or comment that she was against it and I got in the next day to a typewriter at my ex-in laws, and typed up a comment and I made it by 10 minutes; I found a shoemaker with a fax machine and got it in to EPA within 10 minutes and went in the next day to raise hell with EPA about it and they said, buddy, you would have been told, we're sure you were told, so last Monday I got a letter from saying we sent it to you; it must have been lost in the mail, because you are on our list. They didn't say that they knew they'd sent it, "you must've gotten it", it must have been sent to you, I'm sorry you didn't get it, the mail must have lost it. I don't know what the case was, but anyway, with you in mind, I casually called. I was so bad that I was always out on my car phone and my office had my secretary kept getting me on this to get me off my car phone to call into the house; to the office. But I used to use the car phone like for my mother, you know, you got to talk to your mother, and that's a good time, you're driving around and talk to my mother; another 20 minute call.

wb: I'm sorry to interrupt you. I'm getting pages and I'm trying to find out where the computer guy is so he can show you.

ch: Who was that you were just talking to?

wb: That was Sherry, the new young lady.

ch: What's her last name?

wb: Rich.

ch: And where is she?

wb: She's at the mall.

ch: So how did you find her?

wb: She put a number in here, see, there's the number, and I called it. I was hoping it would be Vern but it was her. She paged me; she has one of these also.

ch: I didn't hear it go off.

wb: It vibrates.

ch: Oh.

wb: (beeper tone) There's the tone. It has three switches. So, if you're in a meeting, I got six pages while we were sitting here. That's why I finally had to call; I was ignoring them. But its neat, if you have it on your hip, and then you get a page, feel it.

ch: Oh, yeah. I heard about it because mine used to be; I used to turn it off so,

wb: These are great and then you get the number like this and you print it around; say if I was going to call this, (demonstrating beeper; beeper tones) just like the ones at home. And then he sends his page like this, one page, and you hit it,

ch: And you use that pound, huh?

wb: Yeah.

ch: But my problem is that the pound has to be hit twice or it doesn't work; that's what I was doing wrong.

wb: These are great. Nine dollars a month.

ch: No kidding.

wb: $9.95 and we communicate through them. You can't beat it. You might want to consider one of these because

ch: Yeah, I'm due for one.

wb: because she can get ahold of you and you know all that stuff.

ch: She says its about time I go back to my old system.

wb: Anyway, hell, I'll get you one on our thing, that way we can communicate with each other. O.K., lets get you one.

ch: What it did, though, I forget where I'm at. Do you remember where I was at? They didn't ask the right questions. OK, so I sent my comment, but I talked to the wheels at EPA and I didn't want to press them to just knock it off; I wanted to leave it where its at. They wanted to make the modifications; they closed to make the modifications and were going to issue the modification until I made my complaint. So, Rickie Ott made her complaint on behalf of the Oil Reform Alliance, which is a bunch of environmental groups that she is president of, and a number of human beings, and United Fisherman of Alaska, you know, a whole group like that, so they had to think twice before they moved forward on the modification without playing with them. So they're going to take a couple months. So we got a breather. I didn't want them to just say no and agree

with me and stop everything because you want to take advantage of that thing sitting there because I still had my 60 day notice. It's five years old but its still legal. I gave 60 days notice that I was going to take action. They took years to say they were not sure what I was talking about and now they are doing it again and they were about to modify the NPDS permit to help the other guys, so, for a change, EPA Washington is so upset about what this guy went through for at Region 10 that they let all the employees out there, the technicians and the wheels, emote. Everybody was P.O.'d about their program that was being stopped by him go do it. And that's how air quality went after Aliaska and hit him with, its going to cost $200 million to clean up the air quality problem that I identified in October of 1987 that had Bennett Johnson write a letter that said, I mean, I gave testimony, I mean, in hearings before you and Anwar clean up this thing. Bennett Johnson, my old buddy, who is all oil, believe me, but anyway, he is still my old buddy, he writes a letter and says lets stop talking about and it took 2 1/2 years to get an answer to the letter. He hasn't got his answer yet but the Aliaska finally answered the EPA and then they got hit with all these notices of violations, holy mackerel, you can't do these things. It took 2 1/2 years to answer the questions with all the lawyers involved cooling off the answers. So, they were a little nervous, yesterday, because EPA said everybody's had problems that Urban Russell sat upon, go do your thing, while the lawyer who is screwing up on my stuff is a 13 year man; he's going to be harder to deal with but my thought was this, I have since found out that they are doing it very heavily again and in between, in the very beginning, when I made my comments, I also gave them documents, too, EPA, Exxon documents, BP documents, etc. about ballast water. They were dynamite. It showed that they knew they had a problem, they knew they had to do things, but they didn't do it. They knew they had sludge and all kinds of problems. And they would read these secret documents, real good stuff. The owner companies taps Aliaska, and their attorney in Washington, same guy who was associated with the people who pick up the trash, went to judge Jackson in federal court in Washington, U.S. District Court, and insisted under the Freedom of Information Act to get all these documents that I gave EPA, so I stopped giving any more documents after that. Because every document I gave them I had put on the bottom something like, "if you have to give these up, they have to self-destruct" and they told me we can't accept things that way, that we can't have them. And I said, you've got to have, I will give you nothing that you can't agree to self-destruct if there is any subpoena form or anything. Just, you have got to protect the people. So they accepted them under those conditions. So the owner companies go to judge Jackson and they say, Hannibal is not a source. The sources are whoever they are and Aliaska. So, you can't protect Hannibal as a source that way, so whatever Hannibal gave you, you've got to give to us. I don't understand it, motions back and forth, so the justice

department fights on behalf and EPA attorneys fight in federal court; it takes several years. They never got written up in the press; I told the press; they just did this dentist kind of stuff, so it never got written up, it just hung there in the court, so finally the judge Jackson or Johnson, whatever the hell his name is, rules that Hammell is the source, that the source has chosen to deliver itself. He took it; the documents have to be protected and the judge says, if we don't do that, you will find out that it is obvious that you are going to find out the deal hurt these people under etc. etc. all this kind of stuff. So then they go to the court of appeals, they didn't stop, they lost in the court of appeals, and I understood they went to the Supreme Court but I never got copies of that. It just died there. But they went all the way, O.K.? Because of that, they chose the forum. I may be wrong but, anyway, I play too often, but what the hell, I have fun doing it. They chose that forum. So they can't argue later that when I finally exercise my 60 day notice and EPA is here in town, I'm here, the --- are all over the place, but they chose that forum, that's why they had EPA on those documents and whatnot, so I moved forward and finally sued and sued here in town. They could argue all they want they want to kick me out of town to some other court, to Alaska, which I don't want to be, its too costly, its too complicated, I'm right here. So, that's one thing. I think its acute.

wb: O.K.

ch: Second thing, somewhere in the middle of all that, who says they can't throw in a motion, because I've got some real dynamite stuff, wait until you hear what I've got in this suit, but anyway, somewhere along the line, I have a little second thought that I could throw a motion in there at judge Jackson or Johnson or whatever it is, you said that they couldn't have these documents or whatnot because they will find out who it is and it will hurt somebody, those suckers are showing up at my house trying to pick up my stuff, any chance of forget this lawyer-client privelege, I want the deposed's attorneys who was in here, who was told leave him alone, leave his stuff alone.

wb: You'll see who they are hiring to ---.

ch: They can spend all the motions they want trying to stop that and it may succeed, but who says they can't make that kind of motion. I mean, a lot of things you can do, we're not brand new at this thing, it took five years. There's a history here. Now what I have that makes a little frosting on this cake is Exxon. You know about --- Sound, you know about the whole plea bargain for the restoration funds and they are going to have to buy things to make up for the damage. Well, it turns out that Exxon started a new type of business this last year or so; they use some of their supertankers, instead of coming down from Alaska, their mid-size tankers, the

Baytown for one, in a monster barge, its a huge tanker barge, the Galveston, they park it in San Francisco Bay, right in the bay, and anchor, and the supertankers come to it, the Exxon Valdez types. They come to it and they light and they are there. They light these tankers, the Exxon Valdez, just for your fun, I.R. Rosee, head of Exxon shipping, had had great debates about running the Exxon Valdez all the way up the river to his Venetia refinery. It can fit but it would just be a complicated thing to do. But he said if they do it the only guy who they will trust with it was Hazelwood. Honest to God. I thought it was the funniest thing, I was told this the other day by one of the captains. Only Hazelwood, he would only trust Hazelwood with that kind of a deal. But everybody agreed it was too dangerous to run that thing up that far. At any rate, what they've done is, both those vessels had to go into drydock, as you have to periodically, per the survey and whatnot, and maintenance. And both of them, you've got to vapor free them, you've got to clean them, you put chemicals in to clean everything out. And all the sludge. And the scales. And the slop tanks which has paint crap, all the stuff from the engine room, the solvents, degreasers, and chemicals, all that out of the slop tank. The slop tank invariably goes to reclaimers, are you familiar with reclaimers? The reclaimers do tank bottoms and whatnot and they swish out all the water they can, etc. and finally they burn the rest. In Texas and Indiana, the only places with some liquid permits allowed for burning liquids with extra space, California, and I don't know where else, the liquid burners have backup, they can't put anymore in the tank, so no new waste can come in, you're going to light this as a ---, so what Exxon did is they shipped the stuff back from most of the ships to northbound tankers Aliaska. Since the Exxon Valdez. It gives it pizzazz. I thought you'd like a little pizzazz. I don't. If you'd like it, I'd like it, pizzazz.

wb: (telephone dialing) I don't know. I'm waiting on him. All I want to know is where Vern is. Yeah, well, page him. He doesn't have a pager, does he? Yeah, what's that number there? No, where Vern would be. The other office. Well, check with Rick and see if he's got it. Yeah, page me back, that's important. Have him, what I want to know is, I want him to call him and see if he is in his office, what's he doing? Well, tell him to try and call him there. So page him, I'm going to walk up to the front desk here in a minute and see if I can change the phone around. Hell, I mean, there's no reason to have pagers if somebody calls, but I need to know Vern's location 100% for sure. Tell Rick I need to know it. Thanks, bye.

ch: So, Exxon did at least two. It could have been a lot more but I don't care about finding a lot more right now. I just wanted two, OK? What it does is, you have to understand that in the middle of all this there is still this big debate where Aliaska can't meet the NPDS permit requirements and they've

been in court on that because they fussed around long enough so then they said, "Oh, you're forcing us to contain this too complicated", so their benzene, they just can't control the benzene enough. So they are in big trouble in Alaska and they are still negotiating how soon they are going to do what they have to do. Uh, but bear in mind that in the compliance suborder that I got way back in '85 there was on order in there that I complained because they were taking the tank farm, a huge tank farm of Aliaska; it has nothing to do with ballast water, its a tank farm. They've got a lot of water problems, that's my problem, you know, you read about me and my problems there, too much water in the oil. Because of my complaint, some of the owner companies got smart and said, we may have to take oil right off the pipeline and we get the water with it. But whatever is in that tank farm, whenever they divert water out of the tank farm, they would not take any oil from the tank farm without a water draw. And they got a lot of water draw. It takes six hours to settle the water out from the oil. So they water draw, what are they going to do with the water? It's got pollutants in it. So, it goes to ballast water; it's the same as ballast. But its got a lot of benzene in it; they wish to hell they didn't have to, but they convinced the government that where are we going to build another; we never knew we were going to have that problem originally, so you know, but that is water that is going through ballast water. OK, they do. What I was complaining about is those plants never had tank bottoms. What they do when they water draw, they get pumps inside little pellets and all that crap and sludge that is in the bottom of those tanks always went out with the water into ballast water; that is how they are cleaning out their dues. Well, ballast water can't handle it, all this crud, so the order was issued never can you have water draw that includes any darkened water. Water goes out but when it really starts getting dark it interfaces with the oil, they've got to turn it off. So that was the problem, OK. So then they started shipping their crap south to the tankers. But if you can't have beyond water any kind of oily substance coming out of the tank farms, what are you doing sending tank linings, chemical crap from California from a tanker in California that is going into dry dock, the law is its hazardous waste in California. It has got to go to a reclaimer. But if you don't get in onshore, you don't have to worry about it. You put it on the tanker going up, that's Exxon. It's got pizzazz to it but of all people who were negotiating out up to $2 billion for restoration, its a right arm - left arm syndrome. The guys who are doing it at Venetia refinery, they don't want to spend that money, they figure what the hell, its got to go up to the ballast water anyway.

wb: That is incredible.

end of tape 21-1.

WB:kt (Ken Tammenga - Office Specialists)

AUDIO DUPE OF VIDEO EXHIBIT 21 - SIDE 2 OF TAPE (21-2)

ch: I've got on the other one, is he has a dedicated dock in Long Beach, California, San Pedro where crud of this nature is accumulated in the tank and two guys from Crowley Marine go to it, they wear gloves and masks throughout their little

wb: You told me about that.

ch: and they carry, they put it on the barge, the barge is brought alongside BP Alaskan bound tanker, put in the ballast, so we spent a little time and effort on that one this week and my guys spent more time on it, and it turns out, they start tracking down what is going on in California with this stuff because the reclaimers have no more, their permits don't allow any more liquid waste to burn, they are shipping it to Texas and Indiana, but they tracked down a one, for example, they just traced one thing for me, tank cleanings from a BP tanker, I guess, was put in these trucks, tank trucks. These tank cleaners have all kinds of crap, you never know what is in there, OK. And then it went to reclaimer, signed in, and was signed out to Texas, but the truck never unloaded. It went to the docks. That was my interest. Now, the other thing they tried to tell me but I wasn't interested in but thought you would be is the tank cleanings from tanks and whatnot out there, all of the little producers out there of this crap, it goes to the reclaimers and what the reclaimers are doing now is bringing some across the Mexican border, a mile and a half across the Mexican border and the truck driver is paid to open the spigot as soon as he gets to wherever they are going. The second thing that is going on is farmers, this is the one you are going to like, farmers in California are being given this stuff so that they can put on their groves, their dirt groves around their farms to keep the dust down.

wb: No.

ch: So I figured, I thought it would get your pants a little bit.

wb: Oh my god.

ch: So, first things first. Going back to the Alaska thing. The pizzazz of having Exxon pollute in their own backyard again. BP is a much worse offender than Exxon, but I think you have been around enough to know anytime I get involved in this kind of thing, if there's a tank to put crap in, and somebody's getting rid of it for you, then other people say the guy who is doing it for you, Crowley Marine, has got a ...unintelligible...Somebody says, jeez, I got this shit. Don't worry about it. Get rid of it there. Other things get in there you never even dreamed of. And that's why Aliaska, one time, like they got PCBs or something, but John Hund wouldn't pursue it. They got a bad batch of something, chemicals. The other thing you are going to find, I don't

have proof on this, I just know what's going on, I decided you only spend so much money on this kind of stuff, the burden is on them, what the hell am I doing spending all my money? But other than what the owners are going to say, well, Alaska north slope crude, so it came out of the tanker, so its tank cleanings, it has a few chemicals in it, but its really A & S crude so who bitches? That is the right arm - left arm syndrome. They don't understand we got to buy it so it can't have anything from the tank farm because it can't handle what it's got, so you don't add more benzene problems and more of these hazardous substances, first of all, whether its A & S crude or not at one point. The whole ballast, Congress said they had to have and what they agreed upon is water from the ocean and the cleanage, A & S crude, Alaskan oil soaked crude cleanage in that tanker. What I know is happening but you will just have to trust me on that one, is the product tankers from Exxon, Chevron, I don't know who else, but at least Exxon and Arco and BP. The product tankers out there, when they go for cleaning, that's what I had the last time, so if they are back dooring it again I am sure its the same thing again. The last time that I made my complaint, that's what they were doing. When they clean out their product tankers, it costs them a fortune to get rid of those slop tanks and all that crap. So give it over to big money to the reclaimer and send it to Alaska as ballast, who the hell knows? Its oil, a number of years ago Alaska never sold crude anyway before it came out of the chemical plant or it put leaded gas in there, put all kinds of stuff in there. So, Elly is still wrong, I mean, its a beautiful case because its all done, its been fussing around all this time and finally got to the point where now its, I've got everything. So, yesterday I met with the guy who has left BP subcontractor, the tanker company, and like, he couldn't remember half of it, because like you said, at the time, he thought it was legal. Everybody thought it was legal. So the details he can't remember. But the kind of things I got out of him yesterday I wanted to really low-key him, you can't scare people away, you know that, so, I spent ninety bucks for lunch yesterday with him, but you know, lunch in New York, ninety dollars, I mean, two people, I told him, get a nice quiet place where we could talk, well, he gets a nice Italian place, but what I got out of him was, what I wanted to know was, you know, we don't need a million piles of paper that mean nothing. I wanted to know what wording were they using when BP was telling them for him to tell his captain what to get. It turns out it was ballast. They called it ballast. Fine, they just wanted to know what I was looking for. And he only remembers two times; it could have happened a lot of times but he personally remembers sending the cables twice. The reason he felt they weren't using him much is his contract was: pick up the oil, deliver it, and I'll give you so much a barrel. So, it cost them money to use him. Using the tankers that they had under permanent hire, it was their tanker, if it sits an extra four hours, its their tanker. With him, he wants to charge them for sitting four

hours, and there's this long debate and discussion, you know, and you just don't need that. So he only remembers at least twice. But he explained to me why it wouldn't pay for them to be using his ships that often; it just happened to be the right time, the right place, because it was too complicated because of the type of contract he has. But he says he knows about the slop tanks. That's the other thing, I know that the slop tanks on these tankers are always dumped into ballast water and given to Aliaska. Its illegal but who's going to argue? That's not half as bad as the, this is comparable when you have no trash and garbage disposal on your house and you're taking out the garbage every day and walking up and dropping it on the street along the way, you know, well, its that kind of crappy deal, you know you're not doing the right thing but what the hell, who's going to catch you? And the

wb: Is it going on right now?

ch: Oh, yeah. And what I've got is, the captain who I met with who is scared for damn good reason, he's got family and you know, he's been a captain for years, he can't afford to, you know, what's he going to do tomorrow if he doesn't have this? He was super. I am going to do well with him. It's been almost four months since he wanted to see me but wouldn't see me. But what he did is, he said, look, he'll call and make sure of the dates of these two tankers. I says, I want to do something. And if you even ask one of your fellow crewman or a captain about something like that and this breaks free, you will get caught. So he really appreciated my thinking this way. And he realized that I was going to protect him. And I says, look, no, no, I don't need the dates, it went to drydock and it won't be hard for me to find out what date it went to drydock and before they went to drydock, they transferred their slops and cleanings and whatnot to the tanker going north. So, all I need is the fact they went into drydock, what happened to the tank cleanings because you can't go to drydock. Normally, when you go to drydock in August or whenever, the drydock people provide the barge for your tank cleanings and whatnot and they make the arrangements to reclaim it and they just charge you for it. And you're going to find out when you start looking that none of these supertankers have any tank cleanings any more. The drydock doesn't have any record of it and they don't need it. But they're vapor free. Because they got rid of it. So the lie is its hazardous waste in California. Where did it go? Or in Oregon or Washington state. Where did it go? Its a field day. I don't want to spend that money. Why should we? I got enough cold turkey and then you put out, what my, which I always like to play lawyer because I spent so many fortunes on lawyers now that I think I make a great, I think I could do some lawyering myself. And I'm always willing, so. So, but anyway, they always shoot me down, but my thought is go into federal court here with the data that I am going to have on BP and a lot of people are getting angry with BP in this country;

Kiras and Milke is madder than hell with them because they do all this little cheating all the time; they're a big company; the number two oil company in the world; why do they have to cheat? They make enough money already and they lie.

wb: I would love to do that. I think it can be done but what

ch: Now, when you walk in the door, what I want to do is to be so prepared in my interrogatories; I don't want to spend money on a deposition, bullshit, you know interrogatories normally are not worth shit.

wb: I agree.

ch: But when you hit Exxon with an interrogatory, what happened with the tanker that took the Galveston took the Baytown and you hit BP about what really is going into this tank dedicated that they're wearing masks and gloves that you're shipping up to Alaska, and have your interrogatories on a whole bunch of things that I can list for you, they're not going to be able to, they're going to have to sit down and work a deal out. Maybe I'm wrong, but I think the deal is going to be, uh, I don't know if you're familiar but three or four years ago some crewman squealed on Exxon. Exxon's tankers from Aruba would come up to Baytown and Bayway refinery in New Jersey, dump their crude oil and products, whatever they brought up, and instead of turning around and going south, they went up the Hudson River, right by New York City, right by the Statue of Liberty. The tanker would go up and ...unintelligible...near the Tappanzee Bridge. And then leave. Every trip. All the tankers. You know what they were doing? Tank cleanings. And nobody knew. The river was pretty dirty. Cleaning their tanks and they picked up fresh water up at the Tappanzee bridge. Fresh, non-salt water. Aruba doesn't have any water. The refinery needed clean water. The tanker would go full down. Nobody caught on; There's a tanker going out of New York harbor

wb: Hi, come in. This is Chuck Hamel. Sherry Rich.

sr: Nice to meet you.

ch: My pleasure.

wb: Where is Vern?

sr: I have not been able to find him; I have been trying to find him.

wb: That turkey. I wish I knew. We were just sitting here talking.

sr: Looking at the computer.

wb: Yeah. What I want to do is, if you get ahold of him, would you ask him to call me. These damn phones, I can't call out. I have been trying to page him but if he can call me on extension 329.

sr: OK. I need to get this stuff out if you don't mind.

wb: Sure.

ch: Where are you from?

sr: Originally? Tampa.

ch: Tampa.

sr: Tampa Bay. But I don't claim the Bucks, so don't even look.

wb: If he can call me, what I want to do is make some time when he can come in and, hopefully this afternoon or tomorrow, so he can show Chuck what we're doing with this.

sr: OK.

ch: What is your schedule? When are you leaving town again?

wb: I don't know; I am waiting to hear. I'll be here at least through tomorrow. I'll be here this weekend so we can come back. So,

sr: You're having problems with the phones and you can't get out.

wb: Yeah, well, I can get out. But I can't get somebody to call in.

sr: I'll talk to the people downstairs.

wb: Go to another phone once and try to call me on 329 and see if it works.

ch: Sherry has already found her apartment and all her stuff?

wb: She's looking.

ch: It's a great town but you have to know people. It's a great town for looking after somebody's house. We got friends of ours, some gals, college girls who are even living that way i the summer. They look after someone's house and feed their cat. They get a beautiful home, the car, to look after their cat. Uh, they get $20.00 a day or something.

wb: Not working.

ch: She has a car, I assume.

sr: I called.

wb: It doesn't work. Unless its somebody else's phone set. What did they tell you, what did that lady tell you about the extension?

sr: She said that with our phone they hadn't hooked it up as of yesterday but it should have been hooked up.

wb: I can dial out.

sr: You can dial out and you should be able to get calls.

wb: I can't get a thing. Can you call me?

sr: No. But I got calls yesterday and I was in here working.

wb: Yesterday they transferred them, see?

sr: No. It wasn't transferred. It was after five that I was in here. Doing paperwork.

wb: Why don't you play with the switchboard. I got to be able to get calls. I'm really looking for Vern. Hit those automatic answering things on the switchboard on your way out and try to call me in. See if that works.

sr: OK.

wb: By the way, she is looking for a space.

ch: I'll tangent a lot but that's my nature. Because I have so damn much in here to tell you but, a few years back, on my ordering the oil problem, one of the companies was Mapco in Tulsa, Oklahoma. They took over our three sources company who I had my contract with and Mapco was very familiar with north resources; certain people were very familiar with my water problem and I had figured that out at that point and they saw to it I wasn't getting paid, they cut off my contract, they were sticking it to me, when they knew all along where the water was coming from. And they were blaming the ship owner. And they said that I was defending the ship owner and I was a bad guy. So I filed suit against them in Delaware because we were registered in Delaware, incorporated in Delaware, knowing that they would scream at their headquarters in Tulsa and want to move it to Tulsa, and I wasn't going to spend any money on the suit. They owed me four or five hundred thousand dollars, I forget what it was, and I had damages and everything else, and supposed penalties if I wanted to, so I listed all that, and I had my lawyer do it all and agreed that I didn't want it to go to Delaware. I didn't want to drive that far. Hire one of these guys and dump it in the court up there. So he did so. And immediately they started motions about moving it to Tulsa, jurisdiction, etc., its a federal court, but I was

ready for interrogatories. And we had sufficient interrogatories that they refiled the suit with the interrogatories. The interrrogatories were just in plain English. What about this, this, this, and that? Not like depositions where you are trying to find your way around, but I knew what the answers were and if they didn't give the right answer they were committing perjury anyway, so we dealt with that type of questions. So they didn't want to answer them and they didn't have to; they were going to move it to Tulsa and then do all kinds of things. Then, we had the guy go back to another motion, say, your honor, while they are playing around, we're fighting this question of jurisdiction, that's fine. But we disagree, but let them do their motion and we'll do ours, but in the meantime, let them answer the interrogatories because whether we're here or out there, the judge out there is going to insist that they answer the interrogatories anyway, so we wanted the interrogatories answered. That one came in on like a Tuesday afternoon delivered to the court and I was eating dinner at home that evening when the guy who knows me from the company, they used the right guy, calls me and says, hey, Chuck, what does it take to solve this thing in amount of money? My legal fee for that at the time. Not any more. I just want my money. And he says, well, um, can we negotiate it? And I say, no, I just want my money. How much? And I say, exactly what you owe me. And you don't have to admit to doing anything or do anything? And I says no. Give me my money and close the thing up. He said, can we add the old fashioned fax machine? Can we do it by fax tonight? Hello, it is 7:30 at night. I was eating dinner with my family. Sure. He had the thing to me in minutes, faxed it to me, and he called me, please sign it tonight, send it back tonight, I didn't have to call my lawyer, I don't go for penalty on this type of stuff, in those days, on stuff like that, just like my present Exxon deal, I just want what's mine. So, what I'm trying to tell you is, one thing about these oil guys, they'll fuss with you each line with legal stuff and they'll just hire the best guys to keep you, but where their ego, not their ego, where their P.R. is affected, where they are hurt, where they just can't afford this kind of stuff, they fall harder than everybody else. Really, that is when the wheel says, get rid of it, I don't care what it costs. Money is no object. Just get rid of it. It can't be in the newspaper again tomorrow. Because those are the kinds of things the longer it festers in the newspaper, every article repeats the beginning of it and they do polls, they do surveys and polls in Alaska to see what kind of damage I'm doing every once in awhile, that kind of stuff, so, I know where they are at but when I don't hit them hard enough, I can always file a suit. So, they been fussing around. But then in this federal court here and we bring up the subject of, you know, the last time that they, uh, the judge, you didn't want them to see the documents, now they are running around picking up my trash. We may lose the fact that we want to depose for lawyer-client privelege and

whatnot, but I don't mind. Just start hitting them all over the place, they want peace. In the case of the Hudson River deal, it was an environmental group that was told about it, Friends of Wildlife or whatever, and they filed the suit, they just headed for it. In days, Exxon made an agreement with the state governor, who was still reeling, didn't even know what the hell it meant and how serious it was, the damages, nobody knew what, and Exxon walked in and said, we'll give you half a million dollars to the environmental group for restoration of the marshlands for the ducks along the Hudson River. Of course, that's all they want anyway, so they got it.

sr: I'm going downstairs and then, um, the security guard doesn't know anything, but I called the hotel back and he got in touch with Vern and Vern is going to be busy all day but he said he'd try to call you tonight and work something out tomorrow to come set up the computer.

wb: OK. Is Ray at the hotel?

sr: Yeah. But he said he is going to be working on something, busy.

wb: Thanks.

sr: Sure. Nice meeting you.

ch: My pleasure.

sr: Have a nice one.

ch: Where are you looking for apartments?

sr: I just went, I drove and just wrote a bunch down over there by the mall for renting signs; just a ton of signs out there.

ch: What mall?

sr: Oh, uh, Pentagon City.

ch: Do you know you can walk over here from there?

sr: Yeah. Do you have any suggestions?

ch: Are you looking for a furnished?

sr: Yes. It has to be furnished.

ch: I was just saying to Wayne its too bad, we got gals in our neighborhood (tape interrupts momentarily) and they got a beautiful house and its just a nice house and but they are hard to find; you know they do it through the church and that kind of stuff. And you just want a little apartment.

sr: Just a one bedroom. Like I said, I've got four or five numbers today and I'm hoping something over there

ch: Where are you getting the numbers from?

sr: Just every sign over there; I saw a condo place that had some "for rent" signs.

ch: Oh, and you need it in a hurry, or what?

sr: Yeah.

ch: Have you tried the Safeway?; they have little bulletin boards and stuff.

sr: Oh, OK. That ought to be something good. Because I looked in the paper.

ch: You know where the Safeway and Giant is over in Olde Town?

wb: What's that?

sr: I can find it. Like I said, I've got all these numbers. I've got at least four or five numbers. Something over here, I mean, they say "for rent", they got to be, unless they just not pay just rent.

ch: Be careful.

wb: Would you try 1130 for me?

ch: Where you are going, some of these places, if you get in with a white enclave where everything around you, with the drug business and whatnot...

sr: Right.

ch: ...you are not going to be too comfortable. Of course, with the subway system, you can go almost anywhere with the subway system here. Or do you want to stay very close.

sr: I'd like to. The closer the better for me.

ch: Where are you from originally?

sr: Tampa.

ch: Where?

sr: Tampa.

ch: All the way back?

sr: Um hm.

ch: You sound like Texas.

sr: Texas? No, Tampa. Tampa general. I've got to go. I've got things to do. It was nice meeting you.

ch: OK. Good luck.

sr: See y'all.

wb: Let me try to transfer one over.

ch: You know, when you have some problems around the office, I am sure they are going to help you a lot. My wife is also on my number. She used to be an executive secretary up on the Hill in the Senate so she knows her way around a little bit. So if you have problems that we might be able to help you with, if you're not working or something,

sr: Good.

wb: Lock the door behind you.

sr: OK. I appreciate it.

wb: I can't believe these phones won't let me in. Jesus. We got these phones; if we ever get our game together, we're going to be dangerous.

ch: She has all the mannerisms of Sissy Spacek when Sissy was her age.

wb: Doesn't she? She is so intense, I look at her notes here, reading what she's doing, water, power, off-shore energy subcommittee, she's like all over the map. She's really, I mean, that's why we picked her, I interviewed her, she had all this nervous energy.

ch: She just wants to raise hell which is fine with me.

wb: I think you will like her over time. What I want to do is, let me tell you what you just said sounds great, if we can focus on how final action and how they get jurisdiction and do these things. I would do two things. First, I want to stop if this crap is going on out in San Francisco; we need to get somebody, you've got to come in under good faith, you have to have good faith. I have to be able to say that my guys saw it which means that through your source I need to find out

ch: We'll get that. I mean, we have to wait months. I'm not going to wait months.

wb: OK. Well, then we need an affidavit.

ch: You can have all the affidavits you want.

wb: Great.

ch: On crewman.

wb: That's great.

ch: And you're going to get the tank, what's going on with the tank and whatnot.

wb: OK. If that crap that they're supposed to separate out and burn off, if that is really ending up

ch: That's a gift that you can have.

wb: It that's ending up on land,

ch: It is.

wb: That is incredible. And who is ultimately responsible for it? Who is going to be the defendant? Who's is it to begin with?

ch: ARCO, BP, Exxon, Chevron, Unocal.

wb: What are you telling me? They are all doing it?

ch: Well, you see, what they do is, just like what is going on in New Jersey, we heard about some time back, where somebody in New Jersey had some hazardous waste and they give it to a truck driver and they go across the river to Ohio, so then its no longer registered anymore, all kinds of funny stuff happened and somebody opens the spicket, they pay a farmer to claw open a big hole and drop it in that hole. Some of the things that go on like that on the East Coast for a long time. In this case, its there's got to be a lot of illegal documentation going on, but for the farmers to be accepting it, same old story. I don't think they really know what they are doing. I don't think the farmer who accepts it really knows that when that runoff occurs and it goes into the water and the wildlife going down north and south

wb: Because they just look this far ahead, and even if they did know, don't forget now, this is a farmer, he has no idea what effect that has long term.

ch: That's happening. That, your guys, I thought of you there right away when I was on the road this trip when they were telling me that part and I says, well, that one there, what's happening there, you're going to do just like you did at Sailfish Point. You guys are going to start trailing along in your car and you're going to have a field day with that. Remember the sailfish in New England?

wb: Yeah. That's where we come in. What we do and you were

asking some other things we do, is we get these expert witnesses lined up, to a certain extent you can certainly be an expert witness. Here is what I want to do with you. Especially if we file an action up here, this office is going to kind of be the focal point. I want, and I know that you and these guys haven't had a chance to load up your documents yet. You have a PC at your house?

ch: Yes.

wb: How many megabytes?

ch: Its just a regular little box.

wb: Just a regular PC, maybe 20 megabytes? You have a modem?

ch: Uh, I'll check it out, but I don't know how to use it. What I do is, I used to put stuff in my file and Ken would suck it out of my file.

wb: What if we loaded ?

ch: With what?

wb: Your documents into here. We've already given you a password, I think, which is why I'm so pissed that the guy isn't here but he'll show you tomorrow. Load your documents into here; you'll have access to them; we'll collate the things. What I want to know, of course, is I told you that about the legal documents. You'd have access to them; you can access them from your house with a modem. We'll put a modem in your house.

ch: I don't need that. I've got this kind of stuff in my own office.

wb: At your other office. What I'm trying to say is I'll donate the time to put them in, whatever you want to put in here. You can then, we'll format it for you, you can collate it and then you can really use it. Because you got to, you know, you're like the CIA. You got tons and tons of this stuff but

ch: But all on a paper hanger.

wb: Right. More stuff than you know what you have. If Readware is going to work, this is how its going to work.

ch: OK. But I've got a problem. An immediate problem. The immediate problem is on this crap that is going north. I've got to do something on that before they rule one way or the other on that permit.

wb: If its a good action, we'll get somebody to file it.

ch: Now, who do you have for me to, I'm going to stack it all up for me. I think I told you, I've got newspaper stories, the documents, etc., some I've got to spend time finding. Who will look at it and say, "Holy Mackerel". First of all, I know somebody that is going to say "Holy Mackerel"

wb: We will. We will do it right here. I'll personally do it or Sherry can collate it. One of the things we'll do is we'll feed it into here and we'll say, what do we have? We'll OCR the shit out of it right here and see what happens.

ch: You're going to get an OCR?

wb: It's in.

ch: You got one in here?

wb: Yeah. It's in there. It's ready to go. What I mean by OCR is we're able to look at it in there and pick out the little phrases

ch: But how do you OCR this?

wb: Scanner. This is the scanner.

ch: Oh! You've got a scanner! I didn't see it.

wb: Sitting right there.

ch: OK, I know that one right there. My in-law has got one of these. He's been sending me stuff. I was very surprised what he does. He takes a newspaper story, puts it through there,

wb: If we take, for example,

ch: He doesn't have the ASCII file, but that is alright.

wb: Just the picture of it takes up a lot of memory. And we don't want to do that. I mean, that's like, a megabyte of page. So what we do is we scan the data, we scan this in, and in OCR it says, tell me about, uh, talking about moose. And it says this is where it is first mentioned. And it gives us the highlights.

ch: But you have to have it in an ASCII file.

wb: Yeah, its ready to go.

ch: This would give it? I didn't know Hewlett Packard would give you, unless you got, you got the board in here, OK, my guy doesn't have the board, the ASCII part, OK.

wb: This is, what you're looking at is 12 or 13 thousand dollars worth of stuff right there that we just bought.

ch: Who would you have, let us say that this whole crap is going on up there, everything that I've described is perfect, and it fits going into federal court in a hurry with it, who would do that, who would be the lawyers doing that?

wb: We shop it. Just like you shop for cars. We'd say, who we used in the past, what kind of cases, where is the jurisdiction.

ch: They all have a problem of conflicts, too, because of the oil companies.

wb: Oh, yeah, we check that out, but there are environmental lawyers around the country who like to kick ass. And we shop it, so what's this guy charging? Well, this guy is going to charge $250 an hour. I've got to do that. That's where part of the, I've got to present this; look, these are the actions we are going to file, like this one right here, I'd like to get this one at $200 an hour. But we're going to get some recovery on this. And part of our research fees are going to be paid for. I haven't looked at the rest of the thing yet, but this is the kind of things we need, we need some real, what they call, overass, or some real good things

ch: I figured that out.

wb: On this date, these happened, you know. We did this, they did that. And this is why its in violation. We need to be able to prove, OK, here's one. In their activities of the subject property, the defendants generated, distorted and disposed of hazardous substances as defined in, etc.etc., and it goes on and on. We can prove that.

ch: How can we prove that?

wb: Because I've got soil samples. I've got affidavits from neighbors of these guys. And in this case, I think this is the one, we've got so many of these little ones going on, I've got a home video of these turkeys dumping barrels and barrels. So that's why

ch: So that outfit, so you're paying for the lawyers. I thought they'd pro bono this

wb: Oh,no. You can get somebody to do a pro bono case once in a while but you want to get their attention. If they've got 20 cases in the office, and one of them is pro bono, that's the going to be the last case they are going to work on.

ch: Oh I know that. But that's what I figured you had.

wb: Oh, God, no. We're paying them. In fact, what I want to do with you and this is probably a good time to tell you is I want to pay you as a consultant for things like this to help

us get going.

ch: I can't. On this item, this is my item. I don't want to,

wb: This is your item. You're not an injured party. But even if it was, even if this was, somebody poured oil in your yard at your house that we just came from, I'm not paying you for that. I'm paying you as a consultant. What I'm really going to pay you for is letting me get the horsepower out of those legal documents.

ch: I don't want to get paid for that. I'm just going to give it to you.

wb: Well, whatever.

ch: What I want is, I want to do this action soon on the crap they are putting in; that's my complaint; the sixty day notice is already there and I would want that you all to join me that we could do it together. Have you ever done something joint with somebody else? Yeah, you do it with injured parties. Well I am the injured party for some reason, I am the citizen. I am the one who filed the suit.

wb: Bad thing about that is they can take an emergency depo of you. We don't want you in a deposition.

ch: They can make a depo of me?

wb: They can take an emergency depo; they can twist the thing around and do a two week depo of you. And depos in civil cases are brought, what if they say, um, how do you know this? We still have to come up with some first person, legitimate sources. We have to come up with some, something we can put on the desk and say, here's what we have. If I have to send guys out and take pictures, on a personal note, I personally hate that shit, and if they're doing that, I want to stop it.

ch: You're going to, they're going to have to immediately, I don't know how, in something like this, whether, where would EPA fit in the middle of all this?

wb: You don't tell them until you get them.

ch: No no no. But I mean, you don't bother sueing EPA on that kind of stuff; you just say those guys were doing it. The EPA,

wb: What we do is, let's say, let's go down to, say the guy's dumping like this little one here. We go out and we find out, we get your horsepower, if that's enough, we can do something with it. If we need more, like more statements, pictures, anything like that, we get enough just so EPA can't turn back.

ch: Right.

wb: Then we report it to EPA. Then we let them do the investigation.

ch: Not on this one. This is the one, I've done that but they've fucked up.

wb: That's fine, too. That's going to be part of the other part of the action.

ch: They fucked up and now, uh, take me back to what you're saying. If I do the sueing,

wb: If we sue anybody or they sue us, each party has a right to depose witnesses or plaintiffs or defendants on the other side. That's basically it. You've got a right to depose and ask them questions and ask them how they know things, why they brought the suit, and its fairly broad. They can ask you, you know,

ch: I've been in depositions up to my ears and when they start asking stuff I don't want to answer, they can make a big fuss about it,

wb: and they certify the question and then they can have a little hearing and have the judge ask you. But the point is, there's no reason for you to be a part of it.

ch: Well, listen. I don't like the other guy

wb: Oh, you want to be a part of it.

ch: I want them to know its me. So, maybe,

wb: Do you think that, let me ask you a question, do you think that its those kinds of things that being a party to the suit is going to get them to pay quicker?

ch: No, I think that when they know its me that's done this to them, they are going to pay me quicker. Everybody's in it for their thing. They keep telling my lawyer they want to settle. They want to do something with me. My lawyer happened to be in a very peculiar position where he's a negotiator on behalf of the state outside lawyer to negotiate out the multi-billion dollar Amrita Hess case, which is the task case, the big task case, which the state has spent 32 million dollars on outside counsel in experts so far. Similar to my case, they've cheated on the tanker rigs, and the cheating on the tanker rigs has affected taxes, the windfall profit taxes and all kinds of things. They really raped everybody. And they know, they agreed they had really done it, but they didn't want to go to court anymore. They wanted to go to court, we were close to the courthouse steps, anyway, and then settled. Then

came the Exxon Valdez and they need to be in court like a hole in the head now, in federal court, admitting that they've done all this cheating. So they wanted to settle. So the state is using by coincidence, the attorney general took his own partner to settle on behalf of the state. And that's my ...unintelligible...And so he leaves the state and goes down to San Francisco and he sits with those eight oil guys, their lawyers, to discuss the settlement. They spent a week at a turn down there. In the middle of all that, one of them keeps asking whatever happened about Hamel and the other man?

wb: They're asking Julian? The oil guys are asking Julian what they are going to do about you?

ch: One of his little classmates from Harvard. He's a criminal lawyer from Alaska.

wb: Who is that?

ch: I don't know. I'll find out. But then the Exxon attorneys, who were negotiating with my other attorney, having to do with my land deal, keeps talking about Chuck Hamel. Oh, I forgot to tell you, the lawyer who is handling my land deal, my leases, is Bob Price of the law firm Grove, Agers, and Price. Price of the law firm is his brother; he's a partner, but he's not the name partner, OK, its his brother. Grove, Agers, and Price represented Aliaska from day one. He represented them at my hearing; my water hearings. But Grove has gotten very old and Agers is dead or whatever, so they kind of got lost in the shuffle; they do little odds and ends now, all the big stuff is big outside law firms out of California and the lower 48, so they send all these big guys in, on crutches and whatnot,

wb: He also had Gibson done.

ch: So, they'd been left out. All they got is, they take on thes little problems, he doesn't have a partner anymore. So, that's why I did mine, by coincidence having them as my attorney with Exxon, my partner, who is the biggest part of my deal, has had this fellow, Bob Price, as his attorney for 10 years for to solve his problems. And he's got lots of problems. So, when we got into this hassle, I figured, there couldn't be a better oil. The Aliaska law firm, representing you at Exxon, when I know Exxon wants to get out, if I had gotten any other law firm, the guys would have begged me to go for damages and penalties because of its such a fantastic case and he'd have been at odds with Exxon; I aim at 60, my partner's at 65, I don't want damages, penalties, I want out. We got a big sled sitting there.

wb: You think these guy are going to help you with that?

ch: They've done a good job. Oh, I am very pleased with

everything so far. They were tough, because the guy went to hell, like we were joking about it, one way for him to get the law firm back with the oil companies was go stick it through the eyeballs and business would pick up again, and, Exxon says they are very happy with him because they fussed around with him and I'm a very patient guy, they can find that out about me. I let them fuss around and fuss around until it was time to do something and then I said, "spend the money to do one hell of a suit". So we started at Thanksgiving and we agreed that by April we would have a court suit, whatever you guys call the complaint and all that kind of stuff, we'd have it all ready, just put it into court. Every little detail. The way you would have done it. And put the lawyers on it and all these legal assistants; get everything all filled out, just the date was missing, and then we were fussing around with Exxon, fussing around and they were telling us they wanted to do a southern vacation; we sent it to them on a Friday night; made sure the lawyer was there on a Friday night that we had something for him to make sure he got it by fax, 79 pages, and the lawyers were flying over the weekend to Alaska to see my partner, don't do it, don't do it, whatever you say. I know that about them, that when they say, don't do it, don't do it. So then, fine, they said don't do it, they said they agreed that I had a hell of a case and I was going to pay for them; in Alaska they would have been, publicity wise they would have been hurt, it was stupid of them, it wasn't their fault, they meant well but everybody was busy, they meant well, but honest from now on. And they were flying the head of the Point McIntyre field of Exxon's to meet me, you know, anywhere I wanted to meet, you know, they want peace. So, I don't know how I got on that subject but, anyway, so I got him taking care of that. Any other lawyer could have done it that way. But now they want peace at any cost and they tell him. Hey, we know that we're in deep shit with Hannibal and we know what he can do there and we're going to be funding him to hurt us in the other direction but we know that but we're the production department and we don't care about the other parts of Exxon and way up on top they're saying he's going to use this money against us elsewhere but, hey, we got to get him out. So, there is where I said I'd play lawyer. It's a hell of a stake on my part. I don't want to be the post. Because I've got people I've got to protect. It was dickstein Shapiro who was going to use me as a consultant; when I got him the job, I thought I had a piece of the action, what the hell, I brought him up there

tape ends, side two, 21-2.

WB:kt (Ken Tammenga - Office Specialists)

AUDIO DUPE OF VIDEO EXHIBIT 21 (TAPE 21-3)

ch: the day after the spill. They did the first suit; I got them together. The right people; they had all the right plaintiffs, the real key plaintiffs for the whole thing, and then I found out they were making $250 an hour or whatever for my stuff that I can get for them and do for them; then they mentioned that I can't talk to the people on the other side. I said, "What do you mean, I can't talk to them?" "Well, you can't talk to them." " Why not?" So they said, well, its uh, if you're working for us, you can't talk to anyone with Exxon, Aliaska, etc. anymore. All your sources have to see us. I can't do that. Because I have to look after them; I promised them.

wb: So, they were going to give you $250 an hour in exchange for you bringing them up there, basically.

ch: Well, they weren't even part of this whole thing. I just brought them up on Easter Sunday and they were giving me $250 an hour for all the work, all the stuff that they figured I could do for them and all the stuff I had and deal with them and help them and because I can't have a contingency with them, I can't be a part of the complaint, they think, because I'm not a lawyer. I love these law firms. What the hell is the difference if I'm a lawyer or not? But anyway, so, I said alright, I'll do that. Because I was spending a fortune; I brought all that equipment that I had bought up there; I had my scanners and my rooms up there, my house, $300 a day, I spent thirty-some thousand dollars up there in that period. But I didn't mind, I figured that, well, they are going to pay most of it, or all of it, whatever, and then I found out that I can't talk to my people, so, I didn't sign the contract. They had a contract for me to sign and whatnot, I didn't sign it. So, I ate the losses but I wasn't going to give up talking to my people. So what you're telling me is I have the same problem here. This great idea of mine.

wb: No, its a good idea. It all depends. If you want to use it, this is going to be your so-called swan song.

ch: No problem. I have a whole bunch of them coming.

wb: I mean, if you want to use this, like you say, to get their attention, and if this is one of those things that is going to push them over, if you're close to settlement, you know, then its your call.

ch: If they are going to be able to depose me, I can't.

wb: OK.

ch: Because I can't; I have to protect these people. But there's no reason why they can't know that I'm helping you guys

because its all messed up. You know you are going to be recording all this stuff that has been done before.

wb: We'll put you on the stationery. That'll fix them.

ch: But I can't be, but I would be deposed. I gotta be fixed so I can't be deposed.

wb: Well, you just wouldn't be a witness, plaintiff, or defendant. Those are the people they are deposing. But that's interesting that, so you think that would be an ultimate thorn in their side.

ch: I don't know which one is going to do it, because I've got something else that I'm working on right now. For some strange reason, the British don't seem to understand perjury in this country. What the hell, I don't know British law, but the British, they go before the Congress under oath and commit some pretty criminal perjury.

wb: Go before our congress.

ch: Yeah. But our congress doesn't do much about it and our justice department and their people commit perjury up on the Hill all the time; first of all, you are not under oath on the Hill most of the time, you are just giving testimony. But Millers had them under oath. They committed some real interesting perjury. I set it up. I set the questions up. They gave the answers and watched them fly. You know, Miller doesn't know what to do about it yet. And I thought another little gimmick I am going to start because I didn't want to be illegally involved and be deposed, I found out that the employees of Aliaska loved me a hell of a lot more than I thought they did. I ran into one, I think I told you, in the airplane that fell over backwards, digging under the wall and whatnot. So I found that little newspaper they put out for their people; they are always lying in it, so I decided to form a group of ex-employees and present employees who are my sources and call it something. I had the Prince William Sound group and put out a couple of letters on that and drove the owners crazy. That I would send, first of all, the new legislation that I told you has a task force, a presidential task force. That's my, a gift of me and another guy. The presidential task force, the only other time we had one like that for an audit was The Challenger.

wb: Yeah, you told me about that.

ch: The employees don't even know about it. The press hasn't even written it up. What I'm saying is, so the Alaskan newspapers don't understand, the president hasn't signed it yet, it hasn't formed yet, they'll do it when it gets formed. The employees don't know anything about it but they are being told in their newsletter about legislation and this and that, but

this kind of stuff they are not told. And I'm telling the employees, I say, Holy Mackerel, Holy Mackerel, all excited about it, saying, Wait a minute, there's going to be an 800 number, so they'll be calling stuff in and I'll be out of business which is fine but this task force better do something about they have to admit what was told to them and whatnot and have to report on it and do something about these things. OK, they have to a health audit; if I ever get a health audit on Aliaska and its favorable to the employees; they've been screwed and poisoned and whatnot, and some kind of a long range health plan for them, I owe the employees nothing else. That's the promise I made to them and if I can deliver that, then that's the big one. So I asked for a committment and I told the lawyer, I can't settle with them, to drive Aliaska and them crazy. And I says to the lawyer, I can't settle with them until I get a health plan from them. And I told my lawyer, it doesn't have to be me, they don't have to give me credit, they don't want to give me credit for any of this and encourage other people to do what I've done to them. But they could work it out with Miller and say, Miller and they agree together that they are going to start a health plan and trace all their employees in case somebody got a little benzene. I don't care how they state it. If they've done anything wrong, but just in case. But the health plan is to go find every former employee and all the present ones and start marking them and watching them. Because some of them are going to be with that benzene, some of them are going to be in deep trouble. Twenty years from now with leukemia and whatnot. So, the other thing they said is they want to hire me as a consultant. I should know all that bullshit, you know.

wb: Seems everybody wants to hire you as a consultant.

ch: Hire me as a consultant to pay me. They don't know how to pay me off. They owe me millions. So, they said they could hire me as a consultant, a high priced consultant, and of course, park me, never talk to me, but just keep sending me money, and I told them, I said, well, you know, there's too much money involved. They can't have a consultant running a million dollars a year or something, so, they owe me too much. So I told them to go back to the drawing boards and let them be a little more imaginative than that. Hey, they are big companies. They'll find something. But one thing they are looking at, they aren't finding out is, if they, when they make their deal with me in September, October, when they pay me off for my land deal, I also have another little interest up there with them. The net profits interest in Maguire Bayfield, which is like six other leases. And my partners, a year ago, if they had made some special deal with me, my partners would have gone bananas, what the hell is going on. But now my partners understand this from the lawyers and from everyone else and they've heard it because my partners have been approached by the oil guys and what the hell does it take to get rid of Hamel? And why is he doing this to us and

whatnot? And my partners just say, I know why the hell he does it for you, you screwed him, go pay him, and he'll be happy. So now they are talking about, I don't know how they do it, but somehow they give me a little more money than they give their V.P.R. from Exxon; they're altogether in this deal, and buy me out on the land deal. They find some gimmick where they pay me a little extra, a lot extra, but my partner would get this and I would get this plus something extra; I don't know how they are going to do it, if they are even going to do it, but that's what they are looking at. My partners don't mind that, they don't care what I get extra, because they are happy with what they are getting and they understand that the reason they are getting what they are getting is Exxon wants, and ARCO and BP are so scared of me now; its intolerable, they've had it, they can't believe the things I've pulled off, and the costs. I've cost them hundreds of millions of dollars. And it just, it was easy when it was twenty million, we used to joke about it. Twenty million. Each had, you know Exxon had twenty percent, what the hell is twenty percent of twenty million. If you pay the guy, then somebody else will do what he is doing. Nobody dreamed it could last this long because nobody's got the kind of money I had to last this long. So, I don't know that they'll ever, but I find that if I don't keep hurting their eyeballs, they'll dilly dally with finding the solution and I'm sixty and I'm tired and I'm worn out. So, I figure everytime I goose them, it puts it back on the front burner and they say that damn Hamel, he --- eight major oil companies, I worked in a couple billion dollar settlement with Julian Mason who they know is my attorney and they wish to hell I'd get out; is the top attorney for these companies and outside attorneys are negotiating this thing. If I keep goosing them, and I get to them about it, I figure October or November they are finally going to make that settlement. Maybe not. But it looks good to me in my mind. Because of the court dates and whatnot. But I want them to get crosseyed, you know, the way I am. We'll work on it later on how its worked, it doesn't have to have my name on it, they'll know it's me from everything that has happened. And I just want them to know that I am not going away.

wb: So, then from your point of view, you told me, Chuck, that you before I think three or four times we talked on the phone, where the banks were paying you because you were getting overextended because you have been doing this for eleven years.

ch: They are going to drive me nuts.

wb: What I want to do, I want to give you a couple thousand a month just to act as a consultant and at the same time it can be an off the books consultant. At the same time, I want to be able to use some of those, the theory of those legal documents.

ch: OK, the legal documents have nothing to do with that.

wb: OK.

ch: But they are yours. I had to make sure who the hell you were. And I also, whatever you do with them, I don't want them to come back to haunt me.

wb: OK.

ch: The same person who got them to me is the person trying to find out for you

wb: who's looking at us.

ch: I know who is looking at you but what they are finding out or why, I know why, they just ran across you in my mail so you show up twice they want to know.

wb: Those are dynamite documents. How in the hell did this person that got them to you ever get them out of there?

ch: That's why I am nervous about where you are going to have them because that's my sole documents.

wb: But those are in-house documents.

ch: They are in-house documents that came right out of Aliaska because somebody is pissed off; I've got more people that are just pissed off that Aliaska does these things just like this ship captain who, this guy is unbelievable, why would he do what he did, telling me the stuff they are doing? I'll tell you what I hope to do with George Miller. George Miller is going to be a big friend of yours. When you do some of the stuff, I'd like to, whenever its possible, if you could run it by Petrich and let them know.

wb: Those guys don't want to know about legal documents; internal legal memos.

ch: No, no, they've been wanting to know. Petrich asked me for those a long time ago. I didn't give it to him. But here's what's been happening to Miller. Miller got originally

wb: Does Miller know about them? Or just Petrich?

ch: Just Petrich.

wb: OK. Good. Because your other lawyer said he didn't ever want to see them. Because they're hotter than a firecracker.

ch: I can tell you that the attorney general of Alaska knows about them; the attorneys for the plaintiffs know about them; the Justice Dept. knows about them. Everybody knows that I've got

them and they all stand up in a group and say they can't look at them. But I can tell you that some of them have just kind of wanted to see what the heading was on each one of them and they go, Woah! And I said that sooner or later I would find a way for them to have the benefit so I figured something out. Because there's no rush anyway; they're not there yet. And you may be the vehicle, I don't know.

wb: You see, in this form, once we've put them in here, we're going to, well, you know the way ReadWare works, its going to be a form to extract the information. We're not going to have pictures of them after the first input. My computer guy will explain that all to you tomorrow.

ch: Now, you know that a big spill's coming. I don't know if that is an area that you guys want to get into. But if you think the Exxon Valdez was something, you watch. You saw the other day that a barge, five or six days ago, buckled in Houston. Do you know why it buckled, how it buckled? It's like, in your home with plastic bags and whatnot, if World War I is going to burst on you and whatnot, a tanker has to be loaded very carefully and topped off and any supertanker you can bust that open just by misloading it. Bad loading at the dock. And they've had some close calls; but they are also causing stresses, that's why they are having all these leaks and whatnot. Well, everybody is coming back. The crewman, its just a hangup.

wb: You told me about that. You know oil prices are going crazy because of this

ch: Exxon has, going on right now in San Francisco Bay, but they're all doing the same thing, I just happen to know about Exxon, they've got a laundering operation where these two vessels, the Baytown and the Galveston are, I don't know if you read the NTSB report on the score on how the Exxon Valdez felt, but even the NTSB made a big issue about the crewman overworked. When they are overworked, they make mistakes. You make mistakes, you cause accidents. And if the accident was when everybody was overworked, the first mate who should have been out there steering, first of all, the captain shouldn't have had anybody doing it anyway, but if you're going to have anybody, you're going to have the first mate steering it out of there. Instead, the first mate was asleep and the second mate was sleeping because they were overworked, the third mate was overworked like them and felt sorry for them and figured he'd do it because he'd never manned a ship like that; it was kind of an ego trip that would never show up in court, but anyway this is what happened. But Miller wanted a task force they were talking about to go from Prudo Bay to California. The whole coast. Merchant marine could be, you've got your jurisdiction, you're always overreaching, so screw you, and so he finally won at least to the terminal. Because its got federal lands along the way and whatnot. But

he wanted the tanker part but he didn't get it. Which remain the fisheries and the pacts, they can do what they want. They can have one man crewing the whole ship and they don't care. They're all paid off. Turns out that these two vessels in San Francisco Bay, the guys are just, they are either loading or unloading, the tanker's coming, and as soon as they're full, they go up to the refinery, hurry up and unload, hurry up back, tanker's waiting for you, unbelievable. And undercrewed. And they won't give them any maintenance. No maintenance being done. No maintenance is being done; everything is going to pot. Absolute horror. And the guy is telling me, the only reason nothing has happened is, if he had some real old timers, they couldn't take the hours and work involved but the young guys, that are just young and genius, patch this and catch it before this happens and see this before it happens, and everything is being saved, its a razor's edge thing, everybody's pissed because you are only supposed to be 60 days out on one of these things, and there's no replacement, Exxon's so short of replacements right now, its unbelievable. So each time you are promised that by next week you get a relief and it doesn't show up, so you got another two weeks, another two weeks, another two weeks or whatever, and in 120 days you're still there. If you got on new in 120 days, nuts, but being in the battlefront, they keep telling you you are going to be relieved over the weekend and the relief never comes, it never comes, and you tell your wife, don't worry about the dental thing, don't worry about the kid, just like you and I. And they make big money, so its no, and then some of them have got an apartment deal, they've all got little side deals because its 60 days on, 60 days off, like an airline pilot, they all got those little side deals going. Well, you know, they get angrier and angrier and are frustrated, they can't do maintenance to the ship and things aren't working right, though. The anchor doesn't drop because it doesn't have grease in it because they're not doing any overtime, they're not allowed to do overtime. And there's not a radio man, so if something goes wrong, the mate's got to take turns to go down and be radio man because there's no radio man. So there's nobody up on the bridge. And he gets into it and he told me, just think of it, Chuck, he says, if there's an accident, I have to be radio man, too. Or first mate. If there's an accident on a tanker, the captain better be up on the bridge, but he's down in the radio room because there's no radio man. Its a whole new deal now that, and I think that I told you that the radio man, each one of them is learning to memorize the answers.

wb: Tell me about the test.

ch: So, the whole thing is symptomatic of what they are trying to do. Cut, cut, cut. And its not because of the oil prices, it has nothing to do with the oil prices, its a profit center. Every profit center makes more and more. How much money can you make?

wb: Well, they started that before this thing with Kuwait. You told me about that a few months ago. They were cutting back. Look at what they're making now. Incredible. Look at their

ch: But they always make it, though. The tankers make money. See, I guess what you've got to bear in mind is if Aliaska was making a billion dollars a year profit, they would still be cutting back, they couldn't stand it. Cut, cut, cut. Because any profit center, everybody starts losing their mind. If you make a little bit more money for them, they give you a better promotion and when you retire, three year retirement, you know, last three years is what you retire at, and these guys they'll do anything to make the profit center more profitable. And what did you do for me today type thing. And that's the way it operates. But, so what I am looking at doing there for Miller is real cute, I talked to Petrich about it really briefly, and he's going to be calling in from the trip so we can spend more time on it. I've got a guy who's no longer going to sea who is inspector for the unions as well as being a bosun and a mate and he runs this thing called SilentWatch that I told you about and he runs a cop. And he's a nice guy, very naive, over his head in what he is trying to do, he belongs as a, he doesn't belong on shore. He's real cute in how he operates but yet he gets great informants, great people, great contacts, but what I want to do if I can pull this one off, is I want Miller and he's going to start campaigning very soon. He's already campaigning this week; he's on vacation right now. He comes back for a couple weeks and then he goes every weekend campaigning and he lives out there with his family every weekend. And then before the November elections, campaigning in San Francisco, where his area is. And he's known for worrying about the whole system; he always has been arguing, he's worried about the system, as it goes by Oregon, British Columbia, you know we got to be sure of this, and what, he's done a lot of things, he really trusts me. We do very well. And I can say if he wants to do this, he will hire John Valentine as expert, who knows tankers in and out, he has been in the tanker trade in Alaska, its his business, and he's an inspector for safety for the unions when he got out because he was so mad about what was going wrong. ...unintelligible...The committee, now under subpoena, and everything else, the committee expert. And he hires them and puts them in his office in San Francisco for a couple days. And he takes them with him on a given day and he tells the Coast Guard, I want to ride around with you and watch ships and stuff. One day. He gets that approval. Coast Guard says sure, anytime you want. And then I give them a day and my Exxon captain is going to tell me, What type of day? When? Just like that one done Aliaska before the spill when the Coast Guard wouldn't do that for me. It's a certain hour, a certain time, unloading, and everybody is so exhausted, and then they are going to go up river to Venetia and accidents are going to happen. And that's when Miller would say at that town, we know the right moment, everybody is going to be

overworked and whatnot, somebody is going to say to the Coast Guard, OK, I want to take patrol with you. This is my time. The cutter would be there in a minute. Forty footer or whatever. And I'm taking my assistant with me. Fine. Staff member, he's going to have a United States House of Representatives rep. doing his vacation, the whole smear. And as they start off, well, what do you want to see? I don't know, let's go out, What's that over there? It's a tanker. Oh, let me go see that. OK, lets go out to it. Nobody's going to know in advance. So, they ask to board. The Coast Guard boards the tankers all the time. To do safety inspections. To do whatever. Let's go up and do that one. Let's go up and see it. As soon as they get on there, he looks around for a few minutes, I gotta go, just got a phone call. Beeper or something. So, he's got to leave. I'll leave my assistant on here with you. Coast Guard leaves somebody with them. He's with the House of Representatives. Exxon's going to kick him off? You have a Coast Guard guy with him and you look around. And know what to ask. You can be told everything to find on the ship that is wrong. And talk to the crew. How long have you been operating? How many hours have you worked? What the hell is going on here? And ride up the river with them.

wb: Who's idea was this?

ch: Mine.

wb: Its a great idea. ...unintelligible...

ch: Here's why. Miller couldn't get that part. But that San Francisco is his town; I mean, if they spill, its right here in his town. And the refinery is right there for him. So he may say no, he may be afraid the refineries will go after him. You never know. But if he does it, then what he would do then is scream, rant and rave,

wb: Who is it again?

ch: Exxon. I hate to beat on Exxon, but what a beauty. Exxon, you're about to have another accident again, Exxon, don't you agree that task force ought to include the shipping all the way down and not just be for Aliaska? And he'll go back and say, if you don't agree, I'm going to have to hold a hearing tomorrow and we're going to argue. He could hold a hearing right there in San Francisco. You know they could do that in a minute. He could demand to hold a hearing right there in San Francisco and have those top officials of Exxon there answering questions they don't want to believe and he's going to have an expert of experts on that type of tanker who will know what to ask and how to ask and I'll make sure that it works. Anyway, that could be fun for Miller.

wb: But if this is happening on a regular basis, my question is

just as a citizen, as a human, is what can we do to stop it?

ch: That's his problem. He's going to have to have the task force and its gonna have, if the task force stops operating and they put a valentine or whatnot on the ships and whatnot. Fine, the crews, they all want to tell you. The crews, they are all going to tell you, Holy Mackerel, under subpoena, they want. They wish they could.

wb: They do it every day? I mean, they do it on a regular ongoing basis? Or is this a specific time?

ch: Every day of the week. It's been going on and on, and as I said, they are undercrewed, its not working right, they don't have enough men, everybody's bitching,

wb: Not the mechanical part, but what about the dumping part?

ch: This is the dumping part, this is not the mechanical part. The dumping is on a regular basis. So with that your guys are going to have a field day.

wb: And you're going to bring me that stuff.

ch: If Valentine is going to set you up for your people, and you're going to hire Valentine, he'll go with you. And he'll take you to his people and they are going to take you on a tour. And they are going to show you where to find all this stuff. And he needs the work, Valentine. He's good. He's $50.00 an hour. And I've got his contract around somewhere. I finally signed it the other day, but, now, another thing, I don't know if it fits you, but I'm going to load you up this weekend.

wb: OK.

ch: Why do you think the Exxon Valdez spilled?

wb: What do you mean?

ch: It had a spill in Alaska. How many barrels do you think it spilled? Or gallons?

wb: You mentioned this to me on one of our conversations. Well, you said, uh,

ch: The newspapers said 10.8 million.

wb: Yeah. And you think 20?

ch: Over 20. The problem now from your point of view is how could that happen. Well, Yost, in the White House, remember the White House tried to downplay this whole thing to start with? And they didn't wind up the biggest spill in the world in

history and all that kind of stuff. Exxon surely was one of the biggest. And within, when they still didn't know what was going on, then they picked that number, 10.3 million. I remember that. Or 10.2. It was over 10 million. Weeks and weeks later they said they made a mistake, it was 10.8. Because everybody kept saying it was more and more. Everybody kept saying. And they couldn't handle it. So they finally copped in the end and stayed below the 11. I haven't looked lately at what other big natural disasters were but for some reason that was a lovely number for them. The kind of stuff that I have been given is, for example, a pilot was flying an airplane with Stevens, Yost, and Tierosi where they talked about leaving the figure at 10.8 or 10.2 or whatever. Keep the figure down. That stuff is just fun to corroborate stories like that. I won't bore you today with the details but I will tell you one another day up here because I am not spending time on that for the next few weeks. I've stopped spending time and money on that for the moment. Because I'm very happy with what I've got. It's a lot higher. And if it was just 15 million or 12,13 million, I wouldn't argue the discrepancy, you know, they made a mistake, you know, no big deal. But it was a very concious act and the first mate did some crooked things to keep the number down, disconnected the computer system, etc. The pump man was flown in from Seattle, because it did it all from the deck pumps that were brought up to the ship; the regular pumping system didn't work. I don't understand this stuff but I talked to my experts to find out why; this is the tanker, the oil is here, we had the accident, the oil in that tank, wherever its been punctured, the oil will go down to the level of the water outside because of atmospheric pressure. I always thought that the water underneath would only be, if this is all oil, would only be equal to where the perforations were, to the height of the perforations. But they caught the seepage and water just keeps going up and oil keeps going out. So you've got the oil down to the water level outside and the water keeps coming up

wb: The water rushes in and pushes the oil out.

ch: And the seepage for days and days, it keeps going on. Well, I remember that the measurements are supposedly being done counting the water level below. The tanker has, along each tank, there is a picture like a tape in that case, which is actually something like this. Because you always want to know how much water you got. There is always water in the bottom where there can be water in the bottom, separation and whatnot. So that tape system is connected to the computer in the Exxon Valdez. Its supermodern. You can press a button, and it will tell you where the water is at. (Name, unintelligible) through the satellite telephone system, was talking to Houston on how to disconnect that tape because it was screwing up his quantities. And the guy that was with him that helped work the computer with him when he disconnected the system so that the computer gave measurements based on no

water. So then he had to extrapolate for himself. Because there was no water in the bottom. Because it was too damn high. All these are just little bits, OK. But then Mr. Pumpman, who was flown up from Seattle, where Valentine has interviewed him in person, the pump guy says

(tape ends in middle of tape abruptly)

WB:kt (Ken Tammenga, Office Specialists)

Audio Dub of Video
Ex 22 - 1/ 22 - 2

AUGUST 12

Chuck: C
Wayne: W

C: Kept jumping around, needless so, he was there. Talking to everybody. Friendly to everybody. Nice guy and he was a wheel to talk to, ... his brother the hatchery, so they paid attention to him.. but he got to know like you and I would do, you got to know everybody and anybody, he is here, all those, month and a half that he was sitting here and whatever. And he's probably in the radio. He had a press conference and they would say how much oil was transferred that day and he was here for the boat show, (illegible). What the hell. He had no one to talk to. Who was he going to talk to. VHF called in to say, you're lying.

W: Yeah.

C: He kept bitching so one of our guys that showed up and coming through he tell him... Oh, a big a lie, this guy is full of bologna, but he was getting $4500 a day for the boat and his crew, he was there for three months.

W: Jesus.

C: I mean they kept them busy and his .... when he came in, in the Cobra everybody was gone. Three months or three months whatever it was. He made a fortune. But, everybody was gone, ah, the fishermen had gone to Thailand, wherever their girlfriends, their girlfriends are Hawaii, Thailand. And the rest went to see what they would do.. It is like everything else, he made a lot of money what are you going to do.. you know there might be another spill and that is when they really beat me, you see, if .. the next spill, the guys will make a half a million doing nothing. Not even being on their boat, the crew, how they pay the crew, so they don't want the boat any more, so what was he going to do, no body would listen to him, no body cared, so he is going to talking. He will be through fishing in about two and half weeks and he knows me through. He knows me and we have mutual friendship. He will tell me what he knows. Ah, the Captain, the ultimate captain to the Exxon Valdes (phonetic) Stalzic (phonetic). He was brought up immediately and he handled the unloading the transfer. Cause it is very complicated. You don't transfer right, the whole ship will break in half. That whole pumping operation is very critical, and the way you took oil out, water had to go back into its place. So there is water all over the place, see, even when the non-ruptured tanks couldn't be sitting, couldn't take the oil out and let them sit empty,

cause the stress is against it. Everything has to be balanced out. So Stalzic was the expert. The ultimate captain of the ship and he was (name - illegible) uncle. I was a way out, Stalzic was pissed off. I mean when you have worked your way up to the best ship in the fleet and your ultimate captain, you never like to yell for captain, anyway, as long as the guy was not as smart as he was. Loss them on you, and you become, ah, what you call that when you go from ship to ship. Ah, ...

W: Filler

C: You are filling, you don't have your ship anymore. See you are sixty days on and sixty days off. That is, and you make $120,000. a year and ....

W: What do they call those guys, release?

C: Relief. Wherever they need them, he has been shooting around in rinki-dink boats wherever for voyages too, not just for voyage.... (illegible) the guy was pissed, so there my friend Rick Stiner who is ... Rick tells me one day, Irossie (phonetic) owes him a lot cause Rick saved the hatchery for him. Rick went on the entire hatchery thing, the hatchery was all gone. Rick Steiner was a brain and .... (illegible) and very cool calm, remember his mother use to be at the White House.

W: Yeah, he told me.

C: So this kid knew what he was doing, so he told Irossie, you owe me one, I want to ride the tanker. To the park station. Just to see what this is all about. Go to Bay Town. So he rides out of Bay Town, I don't know if you know how long it takes, by the time you get aboard the ship and shove off, it is probably four hours and it was only... I forget how many hours before the tug gets you off and you find your own power, Jesus, I think it was about 12 hours. And you are sitting there in the real house with the Captain, and Rick is the nicest guy you have ever met. 6' 4", nice guy, marine biologist, fisherman, so he got very friendly with the captain and let the captain start off with ... (illegible) and he wanted to start off. He said that the story is not true that he wished he would do pulls out there at FDSB, because they are not telling the truth and he is pissed at everybody, so, ah, the crewmen are his crewmen, they didn't like Hasel with the alcoholic anyway, they liked him, so the minute he got to the ship he found out what happened. His crewmen told him what really happened, but he wouldn't tell Steiner what he do, but he told him it is all bull shit, I wish to hell I could testify but they won't let me testify. Then, ... (illegible) Anyway well, he is pissed, so then after, hours and hours with him and his pissed and doing all of this complaining but he won't tell in details, Steiner says I don't know how I did it. When I told him it was discrepancies, he says, "I'll be damn"

he says, "Chuck, I remember dying days and I just told him, Steiner who was handling the defense of the Hatchery and all that stuff" I asked him, 10.8, it was a lot more than that or whatever, and Steiner said, "It is more, wow". And it was up in the air. And so Steiner says, "How much more", Wow, would you tell me, he says, " I can't tell you." but he says don't believe that "finker". Again what are you going to do with it. Who cared, what are you going to do with it. But when I told Steiner who cared? Is this. If we prove that the Chairman of Exxon, Lawrence Raul, knowingly deceived, talking about, forget deceiving the government, cause Yost (phonetic) was involved. Yost had coast guard people all over the ship all the time they were involved, but they, ah, I'll tell you how serious, if I can solve this one, they are going to love it. Ah, picture a war. A valdes, 20 feet of snow, a war going on, no body can live anywhere is like fossils, everybody is living in someone's basement, there are no basement, but somebody's attic and you use their home, they are not the greatest home in the world, the valdes, but everybody, you talk to the top correspondence of the world, is (illegible name) New York Times, Peterson, you name it, Ken of Wall Street all of these top guys all up there and extra people from every newspaper, you name it every newspaper, okay, Bill Koffman spent sixty days up there, everybody, living like, you wouldn't believe it, and the person's house you are in, you ride in their car. It was really crazy, and walking in boots, but they were herded on by Exxon. Exxon would call a press conference and you would be heard in this huge home here no one could move, it was so thick of people. They say what they wanted they got the hell out, and after a few questions, they got the way out, and no way is falling the story so the whole thing was, a crazy deal. But every single person that was there took their old news, they went to the banquet hall at the hotel where Exxon had their own command center and in the doorway you would wait and then the guard would meet you and wait until they got who ever you wanted to see from Exxon. And everybody did no different then I did. You would standing here right in front of this huge chart United Way chart, original quantity, amount discharged, transferred today, Hurray, you know. The whole deal was will the ship capsizing all of this oil, what's lost is nothing compared to what is still in the ship and we got to get it out. (illegible) Along with those barrels. Now you tell me if you break this thing, not you, but if you break this, you know,

W: Yeah.

C: Three months, now, why not, the whole thing was Exxon and Yole just to keep for their own purposes and many reasons, lied about the .. how do we prove it. Okay

W: They say in the Wendy's commercial, where is the beef?

C: Okay, that is where, I got, I've always been one on paper hand

and doing too many things at one time and right now, I got to get the shipment or the crop back out there and it is timely now, so I got to do this.

W: Okay.

C: So I told all my people, including the captain, I saw him the other day, we better get on that but I need a few weeks, I got to get rid of this. One thing, he wants a lawyer, instead of doing this... there is nothing I can do, if oilers take over, and just a second. Ah, the captain I saw, the Exxon captain, I tell him the story. I hardly tell him the story, and then aside from believing up to him... he said oh yeah, everybody in Exxon fleet knows about that, it is big money. Where is it coming from? Well, I can help you there. I said Okay, I got to get my .... Did anyone approach you, you got a guy like that who is scared to see you, when you are talking to him, you know you want to keep him low.

W: I understand.

C: So I made a deal with him, I says, here is what I am going to do. I may not succeed but what he wants is he wants to clean up the operation at Exxon, without getting caught. For him and all the other guys. They want to have a safe ship, they don't have one now. They want better conditions, they don't have not. They are not looking for extra pay or anything, they don't want to get paid for it, you don't want anything. So I said to him, if I could get him to task force that Miller's got and if I could extend it to the ships it is exactly what he would want. That 800 number all of this, anybody from BP anybody could call in and this is what is wrong and all that stuff gets straighten out or at least get looked and some of it gets straighten out, he couldn't be happier. So that is my deal with him. I am going to accomplish that for him or not but I am going to try. That is all he wants.

W: Okay.

C: And then when I told him that I had to do a little number on my crud being shipped out, so right away he said he owed me one, he will make some phone calls as you don't make any phone calls. Now, what he did do is he gave me some through Bill Kraufman, the reporter for the Boston Glove the American reporter, ah, he has a number for Exxon people talking to him. And he does like I do. One guy never knows the name of the other guy. I've never, ever, all my people, they think I got more people than anybody's got for all I know. None of them know who the other guy is. They joke that each one, they says, I want to ... I wonder if she is one of your people and I don't answer. They say we are not asking, I just always wondered I don't even know who he is talking about, Kraufman does the same thing. Kraufman has talked to his people, and

they all are saying, yeah, they know about the war. So the first boat that came there is the Exxon New Orleans, yeah, the Exxon New Orleans, you saw it in the movies, T.V., she was coming to pick it up and she was discharging her valves cause all the crud in the clean area, they always have, all the dirty valves get in there, so she gets in, she loads up. If she gets in the empty, I mean, the un-ruptured tanks, the wind tanks, empty some of those out, then takes some of the center tanks so to keep it balanced so she takes some of the center tanks that had ruptured, and she had a lot of water. Okay. A crewman, mate, on her set, the bell type, but they had so much water that they tried to get people to come in, Stoulzer of Exxon, to take back the water, it is on the bottom of your boat. It was so slow in this operation, that it separates about six hours, so it is all in the bottom, so that is how you empty your tanks anyway, so it is very easy to drain all this water out of this boat back to the Exxon Valdes. The first right thing to do why take all of this water, Oh god no. We already counted it as oil, so we cannot repeat all the news watching together, the count of all this oil and this thing says all about the oil that was transferred, how many gallons, and all of a sudden a ship with I forgot how many million gallons back so let's now get the hell out of here. It goes to Hawaii. This is the crewman, Meg, whatever. On the way to Hawaii they start draining the water and they fill those slop tanks with it. When that is full they drain the rest of the water to the segregated valves of the ship, you know what segregated valves to the ship? It is like double, along the ship. The double bottoms were not, in this case, it is segregated valves, you take sea water in, sea water out, there is no oil in it, you don't have to wait in the port to discharge.

W: Right

C: As you are loading. So they dump it 9. When the got to Hawaii, they dumped what they had in the refinery, the guy said it was loaded with water, refinery is bitching, all this water we gave them, but we didn't give them the rest of what we were able to get into the segregated valves was 9.2 million gallons, in the segregated valves alone. Then when they headed back to Alaska, they have a way to flush out this stuff. They flushed out the segregated valves back into their valve storage, and then the flushing of the chemicals, they clean it all out. And when they got to Alieska (phonetic) they gave it to Alieska. The story is so good and so detailed, from the guy, that is great. So what I need, it's like you, I want cooperation of everything, or I've got nothing. So I mentioned it to Kraufman and Kraufman said, I got the captain, New Orleans that made that run.

W: Oh God.

C: One of my sources, and better than that, he quit Exxon. Since

then, and ... now normally give you the data, but it pays, I am sure you will pop up for it. It is still in the ship, I mean, what other dangerous stuff at ships, people fall over every day, you know. For a dime, they throw somebody over board. These guys play hardball, so, but the captain being able to give us his story. Dynamite and, and, whether they come forward or not, I don't care. As long as I know from two people, then the rest of the crew, there is a lot of things you can do, the key guys would now what happens. So that is that one ship. So whatever the story is there, now I feel more comfortable cause the story was pretty good, now I got the captain .. I just haven't done anything, Kraufman gave it to him to do, gonna get a hold of the captain for me, okay, that's is one. The next one is in San Francisco. San Francisco, Gold, or I forget where she went. I got it written up somewhere, I got the story on her crewmen again. May type. Who said to Valentine, that when they got there they went to the Chevron refinery and they stayed there hooked for two days, sure doesn't make any sense at all, and anchored, I mean, you don't keep crew in waiting in anchor, it always falls right in. So for whatever reason there was something wrong, the crewmen knew, they were waiting in anchored for two days. They gonna take her or not take her. They finally take her. They get into the Chevron refinery and they start unloading and they only unload so much then she gets kick out of (illegible) by Chevron. They got too much water, the reason I like these kinds of stories, is some aspects of it, crewmen can't make up. Turns out that the Chevron refinery is under a notice of violation by EPA that their NPDS program is being violated cause the system is not able to handle the quantities that they been having, so now they can't have more, so much dirty valves, water, and dirty water, in their tanks at any time, and they have too much, so they are in violation, so get the hell out of here. Okay. Too much water in their tanks. So send them back to the hook for two days. That is a good story, I guess that will led to NPDS say, I never knew what NPDS was, meant nothing to me...

W: Yeah.

C: So then when she gets out of the hoop, they bring in another boat on side, they move on from her to a boat going to Alaska, all kinds of crazy things. Then they go back to Alaska with seven times more valves that she normally has before or after, so she has all this water, back there to sail, to Alieska, to reward. But it wasn't oil. Okay, I figure, well, I've got the numbers. How much. Now since then, the third one was the Baytown. The Baytown gets down and she ships back some of her stuff to a tanker that comes along, she can't get rid of everything, same way, so she is left in anchor, and then ship going back to Alaska comes along side of the transfer to this ship going to Alaska and bring it to Alesaska, takes a lot of water that was counted as oil. Now what I did also, last week, I got a hole day long, it's okay, I did. Go get me all

the documentation you got on what the ships said that they had on ROB, remaining on board. A ballast of what they loaded, they could turn around and say, well we didn't empty all the water out..

W: Yeah.

C: Well, it turns out they found some numbers for me which were pretty interesting because they had, they said that they didn't want to get down to the dirty water. So when each tank got so far they stop transferring and left that on board. Who knows if they made it up or what, so anyway, I wanted to know what at least what the documentation showed so we got that. But what I am finding out is everybody who is on the Exxon Valdes and these three tankers all are aware that a lot of oil was transferred as water, that the water level underneath is very high. So then I start asking where they get their numbers. It turns out they got their number as a 10.3 became 10.8 from Kayland Breath. Kayland Breath (phonetic) is an international surveyor. From England. You know when the old days of shipping days you had to have some sort of a ... world for cargo manifested in cheaters and white weights, and all that kind of stuff, that is their expertise. They are all over the place. They are in Alaska, (illegible) .... I mean I know them, Wow, and I know how they cheat, cause they get paid, they get paid to measure while the ... says this is what I want you to measure as my own ship as to me, that is what I want to measure, so whatever they want they get, you know, and I got that from, I just knew that I was getting screwed by Keiton Brad (phonetic) so I got some people who showed me how they did it. Well, while Keiton Brad was brought on board to measure, they get paid by Exxon, I mean you get paid this week by Exxon, you get paid next week by Exxon, so that Keiton Brad guy he's not an expert for casualty at seas, he's a detect farm, you know he measures with the tank and measure the ship, so how to measure and calibrate how much water is out there,

I don't know how he did it but he is getting paid so I really don't care, all I know is what bothers me is that is just much more or is what everybody says, if it is double, then I think we got something by the balls because if it is just a little bit more, so what, but if it is double I think Lawrence Rauls and half his board goes on the trip, because how could the board not know it Rauls has to tell some of his people.

W: How can your employers, how can you develop and which ones do you pick as your priority on all of these issues that you have going on.

C: Okay, here is what I do. The Exxon values these quantities and I get out that weeks from now when I got free time. I have already got Kaufman picking up the guys, and I think Rauls on a two day trip as it was so that is sort of a gut one for me I am not going to let that one go away, it is just,

I spent a little time on it and I know is real the problem is how bad, and when the time, weeks they head out, call make some phone calls and the same guys I am going to be seeing, this, going to Alaska, he set me up with some guys to see, according to this going to Alaska, where they transfer the cargo. So while I am seeing them in the net, I'll ask about the war in the open, that is not priority yet. The credible asset is urgent because the modification is sitting there is just a beautiful little vehicle, used, once the modification is canceled or implement, it is a little late, then you get to court, well I did something, lets get it changed but is being considered right now and I've got a comment from him and Ricky got a comment on behalf of a whole bunch of environmental groups so it is the time to go in and do that one. Now I like the idea that I had a sixty day notice in there so you didn't have to waste sixty days, what the hell different give you the sixty day notice and go to court whatever, we are going to talk about later. The experts could figure all of this out. All my time right now I want to spent on the Court going to Alaska.

W: I understand.

C: Because it is very visible, very bad and Exxon again is caught in the middle of this and it is front page.

W: Well, let's as soon as we can get some horse power on that put it in here and see what we have. At least we can use as collated.

C: Well this one is so simple, its about the documents and newspapers. Your guys will have no trouble at all.

W: I mean, the back up on it, ah.

C: How are you going to do this kind of crap I got from Legal Division in Aleaska.

W: We can sum it right in there same time, give you back the only copies.

C: And who is the summer?

W: My computer guy, or me or you.

C: Okay, no problem.

W: He is going to ask your file.

C: I guess you'll have to ask him that tomorrow. We will sum it right in there give you back the hard copies. If you want we will put locks in the file cabinet, what ever you want, what

ever you think is save.

W: I want to take, I want to make sure that each one is, I cut the confidential lawyer client thing on each one of them, each page got that crap.

C: Okay.

W: When you get it...

C: The point is you need the data. We are not going to take a photo of the thing like what you did. We are using the Data. So the lawyer client thing if we don't OCR it is not going to Cut off on every page, then for me to give you something you shouldn't have, if I cut it off you can have it. And ah, I don't know what else I got in that legal stuff.

W: Well, we will put in the legal stuff, what about all your other stuff, want to use that?

C: My other stuff is not in any kind of ...

W: And this is for you, not for ...

C: For me don't worry about for me right now..

W: Okay.

C: My other stuff would be where the oil companies have been lying and cheating, well I got something, I don't know what to do with. (illegible) Watson doesn't seem to do what to do with it either. You have read and heard about the corrosion in the pipeline. It is a bad one.

W: You told me about that.

C: Just that the state has filed suit and everything else and the energy department then goes off and .. I had the data on it, it has just been sitting in all my records, so what, no body cared until this Exxon incident. Well, ah, picture the pipeline is below ground, most of the places in the internal frost and it is above ground about 400 miles. And all of these diesel vertical supports I think I have heard about the vertical supports. They had a problem with them for the first day. They think is an oil (illegible) somehow affects them. It is a gas in the vertical support hallway the pipes on the saddle just slide back and forth, they can't go up and down. So if there is an earth it can move. You got the two vertical supports and everywhere this (illegible) frosting, the thermal frosting is only 13 inches deep in the summer time it melts 13 inches..

W: Yeah, Yeah, I have heard.

C: .. and the rest is ice and dirt and in the Winter time is frozen. So they sink this down into the proton-froster to hold up the pipe, you know it is 15 - 20 feet all the way down, okay. So down below you have some kind of a gadget where as the heat from the pipe and the support starts heating up the pipe, they would sink, the ice. So they got inside here ah, a liquid that absorbs the heat of the metal...

W: Increase the exhaust.

C: ... it creates a vapor that goes to the top. The vapor goes to the top and into this little radiator over there, and cold air in the summer time cools it off, it goes, just it lasts for ever. Minor problem, hydrogen gas is getting into it, they don't know how. Just gets into it. Now how does this gas take up the space, the vapor doesn't get out, it is sinking. As it sinks, your pipe is out of alignment. You have a little earthquake and you have a little stress. You thought the Exxon valves weighs, wait till you see this one.

W: Ah, you think that is going to help it.

C: Well, here is what they did. It started happening early on, typical Aleaska, you know the guys are telling them what they are doing, what am I going to do with it, this stuff that keeps coming in to me, make phone calls all the time, the guy the same, you and I making a billion dollars a year and we got so much riding in this pipeline we bring in top experts in the world, (illegible) but they use their in-house lower engineers as they call them, toying over here they have been kicked out of the company they send them to Aleaska or you go out, so you got these geniuses that (illegible) as engineer. I don't know, all these engineers from Aleaska were trying things. They have it taking out of the ground put a new one in, try to figure out what this is all about, meanwhile the pipe some place is getting really out of quilter. So, they use an air bag, huge airbag. They pump up the airbag and start lifting the pipe up back up to where it was and there is an old ring around this vertical support that holds that saddle I told you about in the pipe. The support, so they go underweld the old ring so they slide. So they let the pipe sit where it is at cause lifting it up won't help it, sitting down at the new level, the old ring goes up lifted with the bag lifting it up, and they put the pipe back where it is suppose to be weld it back together. They do that forever but that's a hell ways about the pipeline. It is going on for years. I know about this for years, but I don't know what to do with this, no one to talk to on these things.

W: But sure the pipe is going to be sitting on top..

C: Well it is not that much, just interest, but some places a little more than the other. What is important for you to

understand is that if you have a car problem and you are on a highway you don't go try to fix it yourself, if you don't know anything about cars, so you may be driving, but you can go to a garage. Cause you know on the highway every time you stop at a good garage, check that out, before you go on the highway again. These guys keep playing this game, okay. Then they have their own ideas they think it is the northern lights and what happens, somehow doing it, so they have been finding ways to try to these things out. Every engineer has had a shot at this. You know how long it takes to have a shot at this in the wilderness is the cold weather and all that stuff, six month project. But the key for them, and this is what is going to get you, the key for these guys is show that you are trying, so if it blows up, it ain't your fault.

W: Do you have memos like that. That would be a smoke.

C: No. That came out of my lawyer Mason, was figuring out on my water in the oil what they showed is they couldn't find where the water was coming from. Oil companies, eight of the biggest companies in the world could not figure out where the water was coming from. It kept trying to find it because it would be (illegible) to let the water down the pipeline, they were putting .. up above but they showed meetings top officials come in, the owners' committee, bring it up in the meeting. Hire a new task force. Always task force, task force, trying to figure out what is wrong. So therefore, you couldn't survive. Something goes wrong, hey, you know we tried. We spent a lot of money in testing, money, you know. Well that is what they do here, they don't want to spend the money cause when they face this thing, it is almost $800 million dollars to replace the wall, $5 thousand each and I forget how many thousand there are. So as long as there is no earthquake and if you are lucky you get by with it. So they say, you save $800 million dollars 10 years ago in interest, that is big bucks, so even if you have to spend it now, so what you went that far with it, so this little spill happens and what not, and then you can go have it straighten out and way to spend the money. That is the way to operate that is the only way they can operate in their mind. So now they find with the Exxon Valdez they panicked, they said oh, oh, we got to ha, we can't afford something like this any more cause you know they are making noise, everybody, so they hire a battle laps to come and do something, maybe with the guy at, of the guy, he doesn't know he knows me but I got a friend of the guy, like everybody else he's out in the wilderness this guy keeps telling his friend everything he is doing. The guy that designed the special type of tool to get this damn system out so he could sell it to Batel Labs that the engineer if they put another one in fact that was our deals, just you, not loose the whole system someway it is sucking the whole piece of equipment out and carrying out to run tests and that's what I've been hearing for years about this stupid engineer everybody trying to figure out why the hell they get somebody

that really knows what they are doing here, correct the problem somehow, so I tell Miller about it, Miller and Patty Upper, Patty Upper asked Alieska no problem with vertical support metal it was okay. (illegible) have been below ground is rusted, corrosion problem. Nothing above ground. But they admit that they have some problems but nothing serious. Miller asked the question of George Hamelott (phonetic) the President of Aleaska and in last year, a few months ago, it was a set up, the guy. He wrote him a letter asking him a bunch of venocurous (phonetic) things that I had asked for and we agreed we wouldn't say anything about the vertical support just catch the cold trip. He says, you have any corrosion problems with the vertical, how about the vertical support metals, ah, no, no, no, no problem, none at all. Now we have all problems with the shoe they rust all way long, we have fricken, I can't cope with that. Any metal of shoe underneath the ground like that will rust a little bit. Okay, no problem, assistance is fine. In the meantime you got coming through pages of everything is fine, no corrosion problem at all. Under oath, but George, James Herman, at the present didn't answer the question when he was asked Patrick says the face just tensed. I wish you could have seen it. I usually have my t.v. camera set up and I didn't, the kid was suppose to do it for me didn't show up so.. he said I wish you had it on film you could see the way he was candid having a good time and all ... and this came out of the blues and he froze. He didn't answer. This guy Rocky Williams is Vice-President to the right of him who is head of corrosion problem, his engineer, he said may I answer that for him, Mr. Herman. Miller said fine. Then he actually said we have problems with this little shoe but we have no other corrosion problem or anything like that, I don't know what you are talking about. Well, about three weeks later, the Insider, the little newspaper they announce that they have a little corrosion problem, with the vertical support members and that they are working with Betal Labs working cause that is what they are afraid off they haven't told their people, but they paint it. That is purgery. Under oath. But they didn't know it was coming, they panicked. Now, what do I do with it. You know, for Miller to go do something about it, how can he, and deal with the Justice Department, how serious is it, was it. Well, I happen to know what it is. So now, I say that they tell their people that Batel Lab they think has found the solution. I got a phone call. I left Boston two days ago where I had some midnight phone calls. Hey Chuck, guess what Batel Labs tests what they thought would work out did not work out. They have their hands up in the air they don't know what to do about it. That was two days ago. Miller is gone. He don't want to hear any lectures. Hey wait a minute I got to do something, so I am going to do this. I am going to, I just got the mail today every employee of Aleaska getting their addresses, home addresses, and I go to write this (illegible) call myself and my guys. And we are going to say you be the Judge. Let Miller and the two Williams (illegible) on behalf

of Aleaska and there is an article on the newspaper on how they appear before the committee and fantastic had no problems, everywhere perfect and they you know, congress was satisfied, it's a big mix-up should have not been up there in the first place. This is the way they handle things. So send that which they all read. Send the one who says they have a corrosion problem that I know about and that they can't solve it. And in between I give them the testimony, right out of the testimony, to prove it. I got it right here not printed yet but I got the original transcript. Several transcripts. Then you say, did they tell the truth on our behalf, you be the judge. I am not saying you lied, you be the judge. And a lot of them know about this vertical support thing and just when they read it, they say, what do you mean you have... and then they call the corrosion problem themselves three weeks later to their employees. These guys are so fucked up, I mean they just, they are always on the run. They are always, like a stage coach, like the robbers coming at them, and then someone else, ... honest go God these guys are that bad. So you be the judge. I thought it would be fun. I got a whole series like that to start out. Just send it to them. They use to put out brochures against me what the hell it will be fun, and all the employees will get a brochure, you know about, their side of the story against me. I mean every employee knows who I am. And all of them I understand are getting a little pissed off at the company and now, Oh, I forget to tell you what made me think of doing this. Aleaska is reorganizing. They are not changing their name like I thought they were. B P is going to take over, it will B P Company on behalf of the other companies, well cutting that far anyway, so that is all a victory. They are, and I have been hearing this for a long while, but they went ahead and fired the guy who was running all the task forces against me. He is the vice-president, head of the terminal,

W: Who is he?

C: Ivan Hendrick (phonetic), yeah, he was head of the entire pipe line system and each one of these things I brought up they file a task force all the time, and he is chairman of all these task forces and he and the attorney here in town, Quinn O'Connell together use to say to everybody, and I got the word, they can handle Hamel, they can contain him, don't worry about it. They will get their permit and I will fall by the waste side sooner or later don't worry about, well, he has been fired. Two weeks ago. For what (illegible name) did he had close circuit t.v. to the whole system and told everybody where he usually goes, now it is something new he is using close circuit t.v., the whole system, everybody had to be there and he's got couriers and all kind of stuff and he told the reorganization and everybody and his brother that got hired got fired, all B P people and switching people around, and for example the guys that screwed up the night of the Exxon Valdes, the terminal superintendent, remember the one...

sleep, his assistant went over and didn't send a crew out. You can't fire those guys, I mean, they need them for court. So the trouble with the superintendent suddenly became head of oil movement and anguished the office and digital computers saying how many (illegible) move somewhere, just keep busy. The guy who was a marine superintendent who didn't send the guys out switched over, now he is in charge of the ships that are watching, the sir-ships that are watching the tankers which is nothing, not the job he use to have, and no responsibilities no nothing, where they are captains on these things that take care of them selves, I mean go there or go there, you know, and everybody else that has been switched around wheels but they announced that every employee, he says, has to justify his job, because they use to run the whole pipe line for a 1/4 million, and now it is costing just short of a million dollars a year. Says the Exxon Valdes, legal fees, all that, almost a million dollars, so typical they got to cut somewhere a little bit so employees again, so everybody got their jobs has to be justified and by September 6th, they are going to be really reorganizing where they have four supervisors for the two missing supervisors who really become technicians against or waited three or out, fired. Guys that have been with the.. Well there is no way off, they never rehire anybody who they lay off, or retire out. They never, never take back, so top guys are being, supervisors guys, who have cheated all the dirty work they wanted are being let go, but every employee is pissed because they will be short changed some more, harder with the marine department and the maintenance department for other parts of the terminal were separate each to do their own thing, now guys who never went near the oily crap stuff have to air change. Everybody is unhappy. I hear, that they already know the assignments is going to be and everybody is pissed. That is a perfect time for me to start getting this out. Not that is going to do much, but they react to the greatest reactors, trust me. Everything I have ever done with those guys, before I even go public, they react on me.

W: What are you going to do, it brings me to this point. What in the hell are you going to do?

C: What am I going to do?

W: If they've sue with you in a month? What if they settle in six months. Who is going to jump in there and take your place if you are going to stop after the settle.

C: Well the task force is going to do a lot. And if task force includes their ships, I will be carrying a concealed weapon. But if I get the settlement, I kind of like what I am doing, if my wife, says, that is what I want. I don't' have to be doing on the Aleaska Pipe line system and Pruno Bay (phonetic) just like the stuff I have just tripped across in California. If I had not been where I had been, hell you would have not

known about it. Because it would have been one ear and out the other. I hear a lot of stuff from my wife, I don't know what they hell it means. I mean, here I talk to these captains, they don't know what they were doing with Ron, but I did, because I lived in it, I know what caused it. So I will be so busy, I am as a business, I think I told you, I am trying to get into clean up of environmental cleanups, with the John Hancock Group.

W: Okay, but you are going to quit paying Aleaska, or Exxon, or whatever when they pay you.

C: I will be out of the Aleaska picture when they pay me. But I hope that where I am going, I don't hit them so hard that they are going to be cleaned up anyway, but the rest of them, (illegible) I am not going to do what I want to do. But just like this California stuff...

W: Speaking of ..

C: I wouldn't get out of that.

W: Speaking of commitment, I owe some spending money, so we might as well start our relationship today.

C: How come you got cash?

W: It is just easier for different things. I could write you a check if you want, if you don't, if you hate cash, but that is real cash. That is real, that is $2000.000 in real U.S. currency there.

C: Yeah, I know that but you guys don't operate with cash do you?

W: Well we have checking account, like for expenses, and things like that we got the cash. I do American Express for Hotel bills.

C: I can't touch this till I give you the pockets.

W: Take it now and give me the document tomorrow.

C: Oh no. I will give you the documents today. And then we will work something. We will talk about this in checks or whatever.

W: So, you don't want...

C: I want you to have those documents before the (illegible) that comes ....

W: Okay.

C: Because I don't want you to ever say that I sold documents. I

am not selling documents. Those documents like I told you one night that I'd let you have them and I know when, I felt confident who you guys were. But ah,...

W: What ever you want to do, if you ...

C: I mean I wasn't giving it back to Aleaska.

W: It is between us. If I give you this cash you will not be on our books. If I write you a check...

C: No, well, I, ah, I have to be on the books.

W: You do.

C: Ah, and now, initially, that I want to play with what I would want is that all the money I spent to get this stuff, of all the people I hire to go get everything we need, then I'd love to have current.

W: Reimburse you? Yeah, just give me a ball park figure.

C: No. They wouldn't spend a dime each time with my knowing what is going to be or why.

W: Then, you could give me a budget so I can cover it.

C: None of that is going to be big stuff it is just cost me, and I really having been doing a lot of it because it has been costing me a lot of money.

W: But the bottom line is that I will be glad to write you a check. What you have .. I want to pay you for that time, for those legal documents. You and I have spend a lot of time together and we are going to be spending a lot more time together hopefully. I want to help you with your stuff and this computer, but what you are helping me with those legal documents is incredible and I want to pay you for that time, maybe not for those documents, but for the ..

C: Nothing to do with those documents. I got them for nothing, and you will have them for nothing.

W: Okay.

C: I didn't pay for those. I pay for a lot of stuff I get but I haven't pay by stuff, in fact I have paid a fortune in going to get stuff and getting stuff done. But those documents I didn't even pay a cab fair for. So (illegible) just gave it to me.

W: Okay. I hear you.

C: It's a funny thing, the (illegible) gave them to me, put them

in my briefcase, I went back to my hotel and I see the two attorneys of Dickey and Shapiro they are a law firm in San Diego if you know which one that was and they were late at the airport to catch a plane and trying to flag a cab down and couldn't find one. So I went back to my car and I said how far and I 'l give you a ride to the airport. And on the way to the airport, I wanted to tell them so bad that what I had, but I hadn't even read it all the stuff, you know. I got to the stuff here, I got to talk to you guys a in a week or so, got some stuff, yeah, good stuff, I kept saying to myself, man if they knew what I had. It was so funny.

W: It is 4:20, you want to go think about getting cleaned up and getting some din-din.

C: Yeah.

W: Okay.

C: And you are going to hear from her, at all or what.

W: Yeah. Well she is the only person that hasn't paged me, if she doesn't that is her.. Yeah, take one of those. Aha, aha. Those are neat.

C: "Treat the Earth Well". That is cute.

W: Yeah, the foundation purchased about 200 of these and we have been passing them out.

C: Did ya.

W: Yeah. But take one of these and take one of these, these are neat.

C: Give one to Kathy tonight.

W: Alright, I'll do it. You take that one, and I will take...

C: Now, here is what you are going to have when I make my piece, if I ever make my peace with them and they pay me. What they are paying me for is not the environment. They are paying me for my war in New York. That is all they want from me. I tell them that they got to clean up their act. With the ... named Rickey.

W: You told me about her.

C: I am her, I don't know what you call it anyway. She doesn't breath without calling me or do anything without calling me and I go into great pains to get her in to the speaker circuit because she is (illegible) and Doug Batey (illegible name) I want to get him on the speaker sucker, and I already introduced him to the speaker here a couple of weeks a go and

he was one of the ones who fucked up. But Rickey is all of fire but she is all over the place. She needs help but she could be dynamite for you. Up in Alaska or what not. But somehow she couldn't handle the part, what I am talking about, instead of finding somebody else in getting the phone calls and for Aleaska, I guess that once this task force is operating it could be a whole year that is operating. But once I hit them hard with the next few months with what I am doing and the task force starts operating, they are kicking me anyway, they can't get me anyway, they can't get Earth National Law Life preference without it but I think they will shape up. But you guys want to do Alaska.

W: Sure. Hell yeah. In fact I was just thinking, if you want we'll take over your 1-800 line when they settle with you, what ever you want to do. We'll make sure that something gets done with it, it gets referred to the right people.

C: Well, the problem with this guys that call me it is a funny relationship. For example Simon called me every night. You know. He wants to know all about his family and he would talk about everything. Probably he has no one else to talk to and he got me so, you give out that kind of a relationship you know. He, I can direct someone like him to somebody but a lot of other people they come from way back and they knew about he and they approached me, kids would knock on my door a couple of people, (illegible) vacation come down and see me. But there is a void in Alaska and I think I identified it to you before, the Environmental committee will do anything up there in (illegible) any more. They think FBS stuff where they hit one oil company here and one oil company there but they don't hit the group because they are afraid.

W: Yeah, do you trust these people?

C: EPA? Ah, at the water quality division, zero.

W: Where is what's his name, Nye (phonetic).

C: Nye is the only guy I trust and his assistant, Hooper. They are the only two I found that, there is one guy that you see I could trust. When they are crooked at EPA and I mean crooked, they all want their job done (illegible) with the industry I was telling you, when the gal on the impetus permit really clobbered me by saying that Aleaska was none profit that she was on the best available technology.

W: Right, that is ridiculous.

C: You tell me how people could...

W: That is ridiculous you told me about, I just wondered...

C: Well Hey and I is like that.

W: With you. Well you say he is a good guy, though, in other words you trust him also as a friend as well as a ..

C: Oh yeah. And I trust him more he is trying to copy. Now when he was getting discouraged, I kept telling him relax, don't loose your job over it.

W: Were you able to help him with Aleaska?

C: In his case, everything he got I gave him. I mean that is how he got his thing. Remember I went to EPA in 1985, and told them of their quality problem and the head of EPA, the head of kicked me out of the office, said it was none of my business, that everything is fine as far as they are concerned and that everything is fine, and I am crazy. Two years later, after two years of getting my data, it was slow in those days, I didn't know how to do all the stuff. It took me two years to get enough data and the vehicle and then what do you do with the data. And my vehicle is when Bennitt Johnson (phonetic) held an (illegible) hearing who was then a personal friend of mine and they were able to go and I never did testify in person like I was suppose to I guess he pulled a fast one on me in the last minute. But I didn't care as long as I got the data in as part of the testimony, and Bennitt was upset, you know, (illegible name) said he would get me out if I wanted to, but what I wanted to do was set the record and get Bennitt to write the letter. When he wrote the letter they put everything in motion. Now Ney and I are sitting at the other end and they go beat him right away, he can't believe what I am saying, he says he wasn't surprised but having the letter from the senate to his boss give him, and they said go find out and he could do what he wanted, and he found out he couldn't , when he started finding they wouldn't answer his questions, they weren't doing it right, and states weren't doing much about it and here they were doing perturbed and you know so what, the boss says are there any dead people, anybody die from this yet, no shit. And so..

W: Jesus.

C: Oh no. so then what he did though is he kept writing this stuff and letting it bottle up at his shop here in Washington, what had to be done and what was he wrote up a 1-14 is like a Court order answer questions, sign it. So the day, within a week of the Exxon Valdes, (illegible) Valdes they called me and they say, Hey Chuck, you got a little intrigue here, I said what's that. It's our headquarters says get that damn report out today, Exxon Valdes, they are scared of you and they are scared of what is going to happen, he says, but I can't get it out, but why not, Chuck is so out dated, they been sitting on it for six months. I got to rewrite the whole thing and run it back to you it will take six weeks but they say rush it rush it rush it, and they (illegible) and they got

out. So then when they hit an answer right for a long time and just react on the lawyers kept, when he finally got all the answers, at least enough answers he did issue a notice of violations, weeks ago, months ago. They called me, you should be the first to know, we are issuing a notice of violation, if it wasn't for you we wouldn't have any, you wanted one Chuck, I wanted you to be, you know this one is yours. So he issued it and you know the rest of the story.

W: Is he going to give any opinion on what he thinks these turkeys are going to do about settling with you?

C: I have nothing to do with that. See what the (illegible) has nothing to do with the environment.

W: No, just as a friend, does he think they is going to be settled.

C: He knows. He doesn't know anything about that.

W: Oh.

C: But, the people he deals with the lawyers, with the (illegible) stuff, there is nothing that (illegible) ah, ah, what they saw in me has nothing to do with the environment. It has to do with my water, they know that I am trying to prove that they cheated me in water in the oil problem. Now they are going to ask that I give them a relief, stay out of Alaska, come up at a fairy boat maybe, but you know that, they are going to ask that I stay under the air for a while and that is easy. Ah, for everything I am doing somebody else can (illegible) I'll tell him no. Anybody else I tell him how, I can't tell you how. What they would say is if I am going to get into being deposed they sure would like to be around like something like that. I don't work for them so I don't care. They do that with other people that they can make peace with. But what they are going to want is what I got and they can't have and I am not going to give them back anything. But when I agree then, I'll stop pursuing them, and in their part it will be from (illegible name). I am not what they find terrible is that I am pursuing them to the point in finding things that just keep looking into the rug and what they going to want is that I stop looking under the rug. What is done is done, but stop looking into the rug and every time that they say, every time I look under the rug I find new stuff that they won't even know about because that is their system. Don't tell everybody anything just do it. But there is so much out there. This country is so screwed up. Your guys. I heard the other day from an old guy I had dinner with who really knows the business. He said, if the oil business were america's we are to set aside more reserves for the restoration that they have to do for the oil pollution for the damaged chemicals, they would all be bankrupted today. That is good to know. I know that is bad. Every refinery in America has got this much

oil and they are all oil wells underneath and they always left things leak in. It is cheaper to let them leak then deal with it. If the word was out of Arco if the pipeline is shut down for 15 days they would have to be talking to the bankruptcy judge. I don't believe for 15 days, but anyway. The cash flows. Arco's whole business is Aleaska, in Alaska. They have no oil. The oil company here in California, you shut that, somebody blew up that pipeline and Arco has no cash blow to Quaid, you know the Quaid are in deep trouble right now. The Quaid oil company they are sitting there, there is no government they don't know who is who, but then they use 400 hundred thousand barrels a day through their system, in Europe they got gas stations all over Europe and no oil.

W: I love it.

C: But the oil companies, what I really am trying to tell you for a fact is you start hitting those people hard and you are going to have their attention because they can't take bad publicity too long and when they really get nailed doing something wrong, the government they get away with murder, the government EPA says forget it, we will negotiate, just keep it private we'll try to work something out with you, Energy Department we need the oil. You know, but they can't with you, and they can't with a lot environmental groups because they have gotten to them. Every environmental group, every environmental group got some oil company giving them some money somewhere they will always being covered somewhere and you are the new guy on the block. Until they figure that is what they, you guys out and how to get to you, ah, ...

W: Well, that is the nice thing about setting up, let me make sure I got the keys. (noise) Okay, we need to get, it is 4:35 p.m.

(illegible conversation outside the office as door is being shut close).

/aco
427.22

Exhibit 24

H: Charles Hamel
W: Wayne Black
V: Vern
D: Diane

H: Did you not put a filter in it?

W: No. This purr coffee outlive....

H: Ah.....

W: Before I forget before he comes in there.

H: Well, we got to talk about that too. This shit.

W: You mean ...

H: Find out where we are at. (illegible) What time were you meeting Diane for brunch or what.

W: Hopefully whenever we get back we'll give her call, she felt terrible yesterday. Apparently they went out and did a little bit of run, we'll call her when, she said, I'm not going to go I feel terrible. I said well, we'll call you first.

H: Okay, no problem, cause I told Kathy to give her a call for where she is staying right here, so let's have brunch right around the corner from us, unless there is breakfast around here. Let me call Kathy and tell her what is going on.

W: Okay. Here you go. Just use the phone, dial 9.

H: When is your flight?

W: I got a bunch of options. I am waiting on some calls to see if I got a meeting, need to dial 9 first. There you go.

(Phone ringing)

Answer: Hello, Charles Hamel & Associates.

H: What are you working on the weekend? Associates. That is right you wouldn't be answering the phone. This is the private line that I was calling. I don't know whether Diane is going...

W: Too much rum.

H: Too much rum with her friends last night. What, call O'Connely and ask them what time they, how late their brunch runs and, well maybe we'll do that because, wait a minute. Wayne is leaving today so maybe he and I will just continue, we'll just go breakfast somewhere and skip the brunch, he and I will go eat somewhere and you won't have to get dressed, bye, bye, dear. That way, she won't have to get dressed.

W: Okay.

H: And she is in the middle of all of her (illegible). You ever hear David Lynch. The repeats. The big T.V. series that is going on Twin Peaks. Russelline what's her name, ah, Ingrid Bergham's daughter.

W: Oh, yeah.

H: Her movie is coming out. David Lynch the director. He is so famous all of a sudden. He did Dune, he did Elephant Man, and stuff like that, but I produced the first movie, real family to us. He says he is basically talked me into it. So his fame I share. New York Times is just wrote a page on David so she was in her jimmies reading all that stuff and, she said, I'll have to get dressed, I (illegible). We are just going to have breakfast somewhere. Burn, hey Burn.

W: Hey Vern.

V: Yeah, I'll be right there.

W: Alright take your time. I want you to meet him anyway and .....

H: Vern is up from Miami.

W: Yap.

H: And he is the computer programmer. He is not the one I met. I met Fox.

W: Yap.

H: You mean they work together, one is younger.

W: Fox is more of a thinking guy, how to kind of computer guy. and Vern is into the super details of the program and cuts ...

H: The software part.

W: Yeah, I'll let him explain it to you, what he is doing. He is, I certainly hope he is better at computers than what he is at coffee, but, I asked him to make us some coffee and I walk in there and it is all over the floor.

H: My eyes. I can't, (illegible) Oh yeah PS2.

W: Yeah.

H: 386, that will move right along. It's my next set up is suppose to be a 386 Cantel (phonetic) talk me into with that color because of my age, ah, but still, not to do anything more than have a lot of memory put all of my stuff in. See I got a couple of few million dollars coming sometime in October from (illegible) from my Exxon property deal, and so I just (illegible) all this comes in, pay my taxes, and what I am going to do is to get a person back in just to follow me around. That is what my courier use to do. He use to pick up after me all the time, file things...

W: She went on the dive trip.

H: Yeah, before (illegible) I didn't get to talk about that. She was built like you wouldn't believe, blonde, highly educated, languages, travel all over, just but she does love her husband, and they work in the same law firm. She got there from I don't know where, but he was some highly estate partner and she fell in love with him, got married, and she couldn't stay there because he was the partner and she was secretary for the company so, I didn't need anybody all day long, I just didn't mind having to pay for a full day, but I just want them around when I need them. So for the secret of my business, I never had a staff. I never had people. I just had one file and keep up with me. I had a fax machine and telex in each house, in each of our places, and my secretary would do in the house whatever, and it was great. She just loved the house and she just set up in the roof take her sun anyway she...

V: Hi, how are you doing?

W: This is Vern.

H: How are you doing Vern?

V: Just fine. How about you?

H: Just finishing a quick story. When I interviewed for a new person one move away, so my wife had all these people run by me and she was interviewing for me she was down stairs and I was upstairs in another office we had. And she, this first gal comes in, not really a beauty, out of sight, everything about her it was you know run away with her so, so I interviewed her, can't have that in the house while my wife so that will louse.. So ten days later we finally getting down to who we are going to hire so she says, I think the best one is that name Sosa. I didn't know who the hell she was talking about. She gave me the .. I said that one? I didn't interview her. She said you didn't interview her, why not? You couldn't have that running down the house I know that. She

says well that is the one. So they had to find her she was somewhere on vacation, bring her back, re interview her, she drove me crazy, but to have a house like I am, you live in a house, and the secretary is there all the time and my wife is not around you can't have a raving beauty like that so that is why we ended on hiring her. But your wife picked her. Well, I picked her because she had all the qualities that my wife wanted and she trust me and her. I am too old for the lady anyway but she turned out to be of all the secretaries that I have had in my life, she was the one that just understood me and picks everything up files it and puts it right where it belongs and is not around when I don't want her. Don't suggest I should do this or that. Most secretaries, why did you do this or why, that guy I don't like. Well I don't need that. Just want them to do what had to be done. And yet every once in a while, she would say, you know you really aught to consider, she would write in a little note, you know this, but I shouldn't say so but it is not a bad idea usually, but she saved up. So anyway I haven't' been able to even consider having someone. Who the hell do you bring into my type of operation till you find someone like that. And I have not had time to look but I'll do whatever, I'll try to get a person like that who she even talked about coming back if I get a job for her ....(illegible). He's cheap. I got to hire him put him somewhere and it is.....

W: Yeah. Let me give Diane a call. Why don't you crank this thing up Vern for us so we..

V: Sure, sorry about the delay. I was trying to be hospitable and making a cup of coffee and I tried to make a pot of coffee and I made several and most of them are on the floor so I had to play maid and clean all of this stuff.

W: I hope you can do this better than what you can make coffee.

V: No problem. This I can do.

W: You haven't seen these before, I brought these in today. These are some documents that we want to scan in there and do your thing and use the "read ware" and hopefully this week you can week with Yure or Chuck's other guy.

H: Yule (phonetic)

V: That is some complicated software and I mean I read through the manuals and it looks pretty straight forward but it has got a lot of technical areas and when it comes to language I don't know what is used, semantics and I am going to need some assistance to get this really fine tuned.

H: He has a tendency of wanting to carry a hell of (illegible) unless you want to bury yourself when you get into it. But all the time you start with them, I will be briefed at each

time to make sure that you are getting where you want to go and be able to accomplish..

W: One of the things that Chuck wanted us originally to do is that software is tell them, tell Yule. How we can make a user form application for law firms and things like that. You know law firms are use to be sitting down with Nexus and Lexis and paralegal and they are use to seeing that kind of a screen. Like I am. He had Fox do this F1, F2, F3 thing for me. Without that without a path, I would be lost.

H: We got to rekindle this stuff and that is what we want to do.

(phone being used)

H: I am going to have him come here.

W: Good.

H: Because his phone over there, if he comes here he won't get his phone calls. Let me get...

V: This is a very straight word process. It takes each document and reads it out. You will see an image of the document on here. And as part of the process it reviews the documents and spits out the text.

(Part of conversation)

W: How are you feeling?

D: Fine. I feel good.

W: Yeah.

V: Sees what it can read. And then it produces error, but it can't read something you have to go back through and pick out what it can't be read and put in the proper text. Hewlett Packard

W: I was afraid of that, I guess we'll have to blow it off for now in fact Chuck is here now and we are talking about computers and next time. Alright. I am sorry you feel bad honey I will be there as soon as I can.

H: This is same as ah, (illegible) Palanteer? the Carrera (phonetic). The Carrera system is suppose to be pretty good for the testing. I lot of people use that I understand. In our system that we have is (illegible) First of all, first of all because of the system, it is because we had multi languages, Russian, Arabic, what not.

V: Right.

H: Now what do you if one of those documents had the word confidential or something, how does that come out of there.

V: We'll find out in just a minute, it may or may not be able to determine what it is. Now according to the manual this product which is called Omni Page can read anything from I believe 6. to 72. pointer or 1/10 of an inch or up to 1 inch high.

H: What do you do with handwriting?

V: With handwriting, cannot be interpreted. Some printers can.

H: Then, how can you get that out of the way, you just use the mouse to erase it.

V: OH, yeah but it doesn't bring in handwriting, that is where Text Load.

H: Oh perfect.

V: For the image. If we were to do an image mode....

H: That image you have just let it go.

V: That is just going through, showing you ....

H: Oh I see they image in two text.

V: It just brings up an image and reads what it can read. It has an image where we can actually scan the document and and maintain the actual true form but that creates what we call Pift File (phonetic) and italic format, and essentially what that does is create a file that is a meg bite or more per sheet and that kind of stays on ....

W: A meg bite per page.

V: Yes. I million bites of information.

W: You know what that is...

H: Yeah I know but I don't think that the Carrera does that, the Carrera keeps an image all the time. Ask Ken about this because the Carrera what got us exited about the Carrera when we asked the people for a system, they were able to go to the image to get the handwriting and that kind of stuff at least see it and mold by them, so if they wanted it they could sort of type it into the text. As I understood it anyway.

V: That doesn't mean we can't do this, it just simply means that the size of the files are restrictive at this point. We need to get a bigger drive for this thing so we can maintain...

H: Or you might get where it will take some...

W: (illegible)

H: No, CUO is something is only in memory you can't deal with it.

W: A worm.

H: A worm. A spider element. (illegible)

W: What we want to do here is I want to be able to recap these documents the thinking of the guy and they way the guy thinks to defend things. The confidential and all that other little supperfilious (phonetic) document marks, I want to take off.

H: For example down below I want to take off, I was just going to cut it out, but ...

W: Where it says privilege work product.

H: I'd like to take that out of each page in your system.

W: There are only a few batches....

H: I took it off.

W: Oh you did. Okay, good.

H: And I recopied some of it. (illegible)

W: No there aren't that many any more, ha.

H: Look in the bottom line.

W: Sure.

V: Sure, we can get that out.

H: Cut them out of each one. Then...

W: I think we should take out the document control notes too. You see those T numbers at the top. Those are peculiar to Word Processing and things.

(illegible - noise)

H: It's telling you that this spot is having trouble with that.

V: No, this is only representative of what it sees on the page. It does that so you get an idea of whether or not you have the darkness to dark or too light. Because if it is too dark sometimes it will overlap characters, like an "a" and and "e" will get attached together if it is too light and a "d" may come out as a "c" or "l". So it just gives you some kind of a

representation sample.

H: You can fax this to the system right down to where ever the record,....

V: If we had a modem we could do that.

W: I want to do that Vern. I want to do that for a couple of reasons. We got the one in Miami that we use to do Compuserve and that New York Times terminals for articles and that is really neat thing. I want to put a modem here I should have mentioned before, I asked Cherre to get one, but you aught to ask her.

V: We are going to have to check with the office people because I know these are digital phones we are going to have to have an analog phone circuit.

W: Okay, get a 9600 wad the new kind. The quickest kind and then we can either send it through the computer load or from the computer to a fax.

V: The fax is a 1200 wad process it is a slower process than it is data disk.

H: Yeah, Yeah, but you know when you are dealing with one of your attorneys and you got to send him something, he doesn't have this aspect of your system....

V: They could also get a fax board and drop a fax board in and then if you want to actually fax something you just put it out the fax board.

W: It is kind of strange, probably be better because of most offices are network in-house and they don't want to hear this stuff, and they are not that up on it. The thing that we can do also with your system is put a modem in your house and you can access...

H: I don't need it, I got a modem in there. I took it out.

V: This is a slow and tedious process getting it in here but once is in here this is really looks like is going to be at a tremendous advantage.

H: Sometimes with your lawyers it gets electronically, with, dealing with lawyers and he's got reason and that kind of stuff.

V: Absolutely.

H: Besides giving it to you, at this point it's going to give you the same thing in the disk for you and you just slip it right in there. One thing that I wanted to talk about when Henry

gets back for what he is doing if I understand correctly, for example, trustees for Alaska who have done an enormous amount of FDS permits some of the offices like that, if you get (illegible) the file, if the trustees will give it to you they will have a floppy disk, if they don't give me no floppy disk they give you the file or in the courthouse and get selective (illegible) what you want, and everywhere there is a FDS permit the XYZ outfit they been using all types of permanent (illegible) because he has it all in the system in a hurry.

V: Well this is all brand new to us. We never done, ever done this stuff on computer before, so this is really a training session to find out what the most efficient way to handle this data is.

H: He'll be very helpful to you if he is not I'll shoot him, cause I keep telling him, he likes the system, you can tell he is a computer person, he invented the system, he designed the Tashiba Lab Top. (illegible) And Aranco. So his problem he is so computer illiterate he can't understand why people like me can't memorize this stuff. I have a problem. I use to run a telex and I had to, I knew more about Telexes that some of the mechanics as far as memorizing then, but at the same time, I passed that now, my mind is butter and if I got to learn back slash this that back slash, why can't I just do that. Then I go on my business and I go on my trip like I did the other day and I came back exhausted, I came back to Charleston to my computer I'll be damned if I am going to have to memorize, and I own the system. I never use it. I find it friendly. It can't understand me and if anybody want to see it work I do. Now people in library of Congress that spend all day in the computer love it. They say there is nothing in the world like it. The CIA guys, the DEA guys who do only computer and they are like you and they are being hired what they are going to play with these things, they love it. But that is not where the guy like Ken is going to walk into the office and if he's got to learn back slash something or other back slash, he won't do it. And he is going to forget and that night you have a screwed up system like I use to do it. So what I want to do is while you all learn how to run the system, ah, knowing what you people do this. The window was like this and windows was like that, ah, you get a system he needs to show you over there, a system like this with a mouse very powered mouse that I work with Sonny and Phillips and we are doing the 20 volumes of military medicine for the government on a compact disk and the doctors are able to study all kinds of books then play with this they find what they want there is the color of the skin, flesh, that kind of stuff.

V: Wow, very nice.

H: Everything that is in the manual is verbal. And the manual is still there and it is also in the lab top when the war is

over, in the lab top you don't have much image cause you are using so much space but it is really a great project. Moving slow like everything else, but slowly moving forward and we are the retrieval and until our retrieval system came in the picture they weren't going to do it all. Project, they used every retriever system they had so far. This is so natural that is so easy to use except it has like everything else it has a draw back one of them is that it keeps giving you information, it finds relationships that even you and I don't find. Sometimes is that bad that it gives you a clue to something knew which I had fun using but for people who don't understand that, then why isn't giving the exact information and nothing else, but the army people said I'd rather have more information than what I got now, I have something in the (illegible) very forgiving, well the system is now you either have the exact or nothing. We have that too, but then with outpost you make a few mistakes and so what. And it just gives you other things.... (illegible) they found the relationship with this huge text in the congretional record. In the congretional records (illegible) well the machine fell, it had a low score but there was a relationship (illegible) with some of the letters but garbage in garbage out. So you are going to be here until when.

V: Well, probably another week. I have my ... as to train Cherre, the girl who is going to run the office here so that she knows how to do this cause this is technical software and I don't understand it that well myself, I spent most of my life learning how to think logically and now they want me to think intuitively and I am having trouble with the transitions. I am trying to ask these questions so that the machine understands what I am asking. It looks very very nice.

W: It is just going to be what we really need to do what we are doing to get it cranking.

H: Well, you get him in here tomorrow morning, I don't ....

W: I mean this concept of scan in there is light years ahead of what most law firms are doing anyway. Your depos and things like that.

H: I'm just saying, Wayne, for example, when you get the PDS permits, either you go into Court and get copies of what you are looking for though, motions that interest you.

W: Can I mark on here.

H: No. That is the only copy we got.

W: Yeah.

V: I just want to make sure that I had some....

W: Why don't you put a, just put them over and put a mark on the back. How about that?

V: Yeah, can I do that.

H: Yeah.

V: Cause I want to make sure that they don't copy them twice. There is a lot of people here.

W: Go ahead what were you saying about ....

H: That what you can do is people like trustees and others in Alaska have done a lot of that either they would cooperate and give you their files and then you could pick what you want, or you go into the court house and get copies of those parts that you want, but if they would give you their files, they would already have it electronic, they use IBM, just put all that in and depending on what you are looking for, how, I think the oil company use the same lawyers, all the time, that kind of stuff.

W: They do and what is more important is that they use the same expert witnesses. And that is what we want to put in there. We want to be able to overlay, Vern tells me we can do this somehow. He can tell you the technical part but I want, the thing you are talking about, I want to be able to overlay what witness John Doe said in July of ....

H: Now there is an example of read ware. That is where your expert is going to sit and try to determine what they are up to.

W: That is why John Fox went nuts when we were up there. He said, "just what we need." Then he told you about that.

H: Even for misspelling and the words he may be one day using the word this way but he used a synonym and next time might be not on purpose, as human beings, rewriting it saying the same stuff all the times, that is probably rewrite a little bit.

W: I can't tell you how impressive it is when you blow those up. You know we put those on poster boards, we send them someplace and put them on the depos on poster boards, and in front of a jury in front or in front of the guy say, "What do you think, what if somebody told you...." and they will say, "No, that is wrong". Oh really, here is a poster board of your testimony last year. That is devastating.

H: There are not that many around neither are there? I mean once we get started on this you will start....

W: That is why Read Ware is so important to us, it really can help, make the windows or whatever more friendly.

H: Ken will be in here, give him a call, and then what you want to do is show Ken a session when you are working with Cherre and Ken should be here and see how you are both going about it and then he could say you could do this, do that. The only problem is that you seem a head of time, he'll tell you all that part about how we found it etcetera and how the system works inside with Cherre (illegible) if she had it here.

W: She just needs to think the mechanically. She cannot be thinking about....

H: What is the stem of the word.

W: What we are going to do with her is. He is going to teach her the mechanics of putting in depos and things like that. So she is going to load up basically. He and I are going to do the thinking part, pretty much. So we are just going to have her answer the phones, do the research, bring the data in and she is going to do things like there is the checkbook on the left, in green, she will do things like getting the witness list together make sure that they have hotel reservations for the different cases. That is what she is going to do. And we will change that every week.

H: You know who would be helpful to you early on... with the ah, when you start comparing. Hire Ken on an hourly basis, sometime to sit down and tell him what you are trying to find and in almost set up the computer program...

V: Well, between these two guys....

W: Ken understands where you are going, what you want. He can put together a computer program that as you put stuff in you can ask questions on the weekend and let it (illegible) all weekend. And it will just set up answers all weekend long for massive amounts of... these guys were giving testimonies 10 times, it will just give and every time he gives a new testimony you shove that in there and the computer and it will compile right away and have those questions in there, and start over again. (illegible) These are easy little programs that you could just add on there. When he understands what you are trying to find, he'll spend all day long to try to find what is wrong with the system, so you are always (illegible)trying to find how to compile. I understand better what you are trying,.... there aren't that many,.... Reise is a friend of mine that is a witness, an oil field witness, in oil field matters, and he is a good friend of mine, I love him dearly. Only for my marge, I understand what the appraiser, experts are doing with Exxon and us and I just felt these are good in between, but I know barely in, all the rest of them, he got to be, he is for hire, so he is got to, you know where is your problem he got to make the problem work out so you forget certain things in the back of your mind and you remember this and you forget that and you get this and I got

this picture of what you are talking about cause I lived through it, ha, ha, ha..... Then, what you are forced him to do is get new experts. When you win a couple of cases I'll wait.

V: What I am doing now is I am scanning this document and what is looking for now is the things that it did not understand, for instance, here I know that these now are quotation marks, you see like quotation, in quote. It finds these things and marks them. I also found another error where instead of Extend it put it in as Extend.

H: So that was telling us that it was a spelling error.

V: So see these things once they are scanned, it doesn't make the document perfect, we have to go back there and correct for all of the mistakes we found and then we can transfer....

H: You see that is important for lot of the systems where a misspelled word is a disaster. Where is it? In our case it makes a difference.

V: That if it has enough of the word in order to make it .....

H: Express, it will come out...

V: This word "Memorandum" came out as "Merqdu....

H: Sure, it is reading the underline. Yeah.

V: So it did not spell the word even close enough for the ....

H: All this part I am familiar with cause we have this system too.

V: So having to go through and change all of these things.

H: Now the case like "Memorandum" what do you do there? Do you just erase what is there and type in yourself or what?

V: Yeah, Like for instance I took off the "Confidential" here, just go through it and cut it out.

H: Where? Is that Pagemaker?

V: What, this, No. This is OmniPage.

H: See someone else in this typing here all the "N" are coming out as ....

V: Right.

H: That will happen when the documents are photocopied a lot, I understand. If it was photocopied, the original had a bend in

it, folded, when it has been recopied, somehow, ...

V: Undertane, Undertaken, that is got to be. Even where no duty was unwanted, ...it is probably.....(illegible) Here is the word, that was the original word that I didn't think it was.....

H: Here is right here....

V: Yeah, right. I know why this is, you see this is in bolded print. So it copied it too dark and it could not read that ....

H: What.... does it show what page is on?

V: No.

H: Back up there cause you had another one.

V: Or maybe a page.

H: Four. Back up to page three... We were and then undertaken, can you come back to that?

V: What page. No, this is just moving forward.. Just a second here..... Here we go.

H: Next, next. It does give you the page. You got it there.

V: On page four, this.....

H: What time is your flight... gonna be?

W: I got two options I got the four and the seven. I talked to you when you guys were talking, I talked to Diane and she just feels terrible, so I might take the four.

H: Four and get her out of here.

W: I told her, I you know, you got to laugh at someone with a hangover, but they can't take a joke.

H: That is doing a lot, for example, I think Ken maybe be able to do it. Set you up with a program all of the quotations will become quotations so that you don't have to do it by hand. Your big problem is going to be when you get other people's copies that have been..... a little worn... some of the worn stuff in the newspaper, it is very hard to deal with...

V: Well, this is a little time consuming but it nevertheless provides us with a way to correct or ... to define so.

H: All the systems have the same problem, but as you start working different areas, you see the same problem coming up so

that new programs can be made for it. Like a spell check or... See that....

V: That is not a, 2, and it is underline. It is going to be a 2.

H: Well, somebody's attorney is (illegible). How many of that consideration come out. The small print came out alright didn't it?

V: Well, I don't know until I get back and check ... it finds these errors, the ones where it marks the, actually marks the error. It may have read this from something else. See that is something that I can't insert, the statute symbol.

H: Where are you now in your text?

V: Page five. I want to ,.. find it. .... I.D.,

H: That was underline too probably. Some of the your briefs have the numbers on the side, that helps a lot in this kind of....

V: There is that 2 with the underline again.... you see it missed this here. That should be AGE.

H: And spell check didn't get that hah?

V: I wonder if it sees that..... well....

H: I understand this, what are you going to do next then?

V: Well, we're are going to take this and move it over to ReadWare and have ReadWare analyze it.

H: So what am I doing?

W: What are we going to do with this?

H: I know you are going to do it, yeah, I understand all this, cause I have a system..

W: Yeah, I just want to you ... be him in case I am not here and you need something out of there.

H: Cause there I think that I can dump tail with you when you go from here to there and get them over here before you leave town and as many times as you have a problem, go over and ... to with him. Pardon?

W: How do we call him? I forget, I don't have his card.

H: Oh, 337-2013, and ...

W: Ewelo.

H: And I don't carry his home number in my mind. Because we can call him at home. And set this up.

W: Help yourself, dial 9 first.

V: That will be perfect.

(Phone being dialed)

H: What do you usually have for breakfast?

W: Not much...

H: .....Ken Ewelo In Washington, D.C., Ken E-w-e-l-o. Right. In D.C.? Uh. Okay. Thank you. Anyway. When, call the office. .....

W: Nine.

(Phone being dialed)

K: Hello?

H: What the hell are you doing in the office? What are you doing in the office? Chuck. You were working. Oh, yeah, I am over here with Wayne Jenkins and his, Vern, his computer guy, Vern Johnson, his computer crew and they are putting in a IBM 386 set up and reading documents to read over to Readware, and I told them that to give you a call, I thought I try you at home, so I said fine, let's call the office, so that you can set up a time with them so you can come over and work with them..... Yap.....Okay..... Oh, boy.....When do you want to do this, he is here in fact today, staying at a hotel here in Miami, here at the office working on,..... today, or tomorrow or what.... what ever is best for you. He is still putting stuff in....

W: He is going to be putting stuff in all week....

H: He is going to be putting stuff in all week, so what he will do is call you during the week and when he got enough stuff in to have you come over an evening and help with the rest. Alright. Okay, very good. Talk to you later. Tell Gloria is not my fault you are there..... Okay..... Talk to you later buddy. (Hung up the phone) He is putting in a proposal with Mitsubishi, the government has a 4 million dollar contract to try and understand (illegible) in the area of documents, text search. We have the oil patten in the world for that. And we know that it is very, if the defense department has got this sudden, strange, what ever you want to call it, higher ... and they want four companies working on it. In other words they want to get other people to get what we are doing. So

obviously most likely he can get one of the contracts and three others may get it and Mitsubishi is a cold heart at this thing, and he is working a proposal and he is 18 hour day, so... his wife complains he is in the office ,... he can work with you evenings this week, or Thursday or Friday during the day, but until Thursday he is busy during the day time. But he is around.

V: What ever is convenient for him.

H: Well, what you can, we want everything in, and you want, I think a good idea is to have Cherre and a little computer familiar with all of this and then you spend some time with Ken and whatever you want. By then you will have some problems with what you are doing.

V: Sure.

H: You got my number too, when we talked during the week, when you are ready for him.... Ah, I could bring him over.

W: Okay, that is fine.

V: Yeah.

W: Basically, he and Fox are going to be putting them in, Cherre is going to get the documents for me and from other sources and she is going to be putting them in and these guys are going to be taking them out for our specific use. They are going to be the problem solvers.

H: Who is going to be looking for relationships and all that kind of stuff.

W: These guys.

H: Are you a lawyer?

V: Who me? No, I have enough problem being a computer person.

H: How do they know what they are looking for? You are going to give them....

W: Yeah, oh yeah, ...

H: So you guys aren't just going to access yourselves without asking questions.

W: Yeah, I am going to be able to and in fact have you put in a put in a pass word in for Chuck, have you done that yet?

H: I don't need one.

V: You don't want to.

H: What you want to do though for that same purpose, that I just told you, you are going to run into some of your attorneys running network before you are going to say I love it, you do it ask us questions, lot of good that does, the question, you get the answer but you don't know the follow up. That is not your business, so what you are going to be saying is wait a minute, I'll make this whole thing simple for you that Chuck will use it, meaning other guys like me, will say where they have, the way I see the great way of this system is when you got that you want them to start playing with and you down load into whatever you call into a lab file and he is on a trip somewhere and the spirit moves that you made a so simple window that he can start comparing depositions to comparing stuff that he can do it the way you are doing it for windows here, ah, he is going to say, I don't have to be a genius and he will find some stuff that he'll go ask you next time. How can I say this stuff, and is made easy enough without the backlash what you call it to save it, if he saves it all and he dcesn't have to print it and gets back and gives to Cherre or who ever, and he says okay, file all the stuff on one (illegible), print it.... print it. The next thing you know he will print it himself because it is easy enough to set this up and then don't forget to put in the gadget in here near the printer back in the office so that you can print it, has his own portable printer with him and only because he has become computer familiar. But a lot of guys until they get something good out of it, they never became familiar with it. And if you window it all the way so that the only thing we got to do, like I need, when I was in the office, my attorney's office in (illegible) one day, and I had spent all this time in a lab top drawing up putting all this stuff in but when I got there they have a different system but the printer was there, it takes a genius to disconnect and reconnect and finally I phoned home .... everything I did, pull this and pull that put it in and print it. Don't ask me why, but.... I think when, since we have the same kind of relationship that you have, that when it starts doing whatever it is suppose to do for you, and you are able to get what you want out of it, that is something usable and it is simple encugh, window system, then you guys will start using it too.

W: What we want to be able to do don't forget is, we want to make it so user friendly, that they Cherre's and the Wayne's of the world can use it. But, and I use the First Choice in a couple of things, so I kind of understand saving some things, but we, what we want to end up selling and be able to bill for is this thing that can turn it into something where we can get some operating capital where we projected two years without. It looks like we are going to be there quicker and so everybody is happy about that. The money people are happy about that. We want to be able to bill for our research time and come up with this incredible.... yeah, yeah, so we are going to help Ken make it more user friendly for itself but the data, this massive, mass of data, we are going to hold

that close, and we are going to be able to sell to people and give it to people.

H: You know what you are to do while you are here.... His assistant Rich, Ken's assistant. Well, now I didn't go on that trip. He went out to see what the legislator here in Antilles, the president of Collare (phonetic) told me to say, if you want to do it you don't need this outfit, that already does what you are doing. So I told him that you and I were trying to do report, go out and see. They didn't even bother to go out. The head of the justice department, support guy calls me back and say, they don't have what you got, what they have is what you are doing. An automatic scale, 30 machines and employees that stand there and do corrections, then they send it back to these are law firms all over the country that use this, comes in, they right near (illegible), because they are Federal Express from airport to airport that pick up the little packages run it through, next morning is on the way back to the law firm all scanned in. But, and cleaned up. But then they have their own little various readware or whatever they are in the market attached to it, index, I'm sorry they index it for you. But what they have done is they have indexed all the mistakes too and the hyphenated words all indexed and (illegible), so on scanned material, the justice department says no one has what we have, and that is fine, for scanning and doing whatever you guys do, for your kind of operation just do it yourself I guess cause you know what you are doing, and actually some of your stuff that you will be running, they are doing for the attorneys their chasing around anyway. But they are, you are to go out and see them anyway. Just to see what they are doing and how they are doing it as a customer. Because if they are doing something for all of these guys that you are chasing, I talked to Rich about that and you are just make an appointment and you just say you heard about them and you just want to see what they have and that you get a lot of materials you want scanned in. See what they say. It just an education to see this thing. I haven't been out there but they make a lot of your system. Because when Rich went out there and I don't know what he gained by it but as long as he is here in New York and this kind of thing they (illegible) they may be a given day that you haven't got time to scan it and you got a case that is alive and you are in a hurry you send to them they give it back, then the Justice department is getting their own like you are and the heck with them, and you (illegible) and what your competition is doing. And this is all over the country.

W: Yeah.

H: And this is all over the country. There is another guy where I spent some time with, he's got filipinos in the Philippines. Who are college graduates who have perfect English, they are all this stuff that is going to be used in the scanner, he air phrased the stuff to them, the Philippine Airlines out of L.A.

every night and these Filipinos come everyday and they type everything they, all these sheets are typed verbatim.

W: These are the computer...

H: There are some space in this but still. As any time you can (illegible) they have no way of, they use, spell checks and stuff like that to catch their errors, they ship the stuff back the next day. So everybody is doing a lot of this into the computer, but then they are stuck with it when they get it and what you want to know what are the other people doing, so you definitely should go out to Antilles as a customer and let them think you are being sold on. Cause Monday you might use them for a time, but otherwise in knowing. But the other guys are getting in the systems they are using and what they are getting an index system and the guys at the Justice Department are surprised they came back and says, don't bother going out, it doesn't have what you want. I thought they were a step ahead of us or something. They said not at all. But you should go out and see them.

V: I'll do that.

H: You got a car? You got a rental car here.

V: Yes.

H: That is great, try out there near the Dallas Airport, they are easy to get to down on 66th. (illegible) just go out as a customer.

V: Sure see their operation and see if they are doing something we can do.

H: Then one day you might want them for something.

W: You know what we need. He is totally familiar with what we want to do the (illegible) why we are doing this and this is his responsibility and what he faxes is his responsibility and see what he does.

H: Make a note, where are you staying at?

V: Over at the Marriott.

H: Make a note. I am at 549-0515. If I am not there I got a lousy answering service that takes forever to answer but, and ah, my wife's name is Kathy. We are right over here in the old town.

V: Okay.

H: And, any kind of problem with Russell while you are here. While you are here.

V: Rich? Is in the same office as Ken.

H: Yes his name is Rich Hyams.

V: So I could give him a call....

H: Rich, when Ken is not there and Rich is out doing some other work these days and he is in and out of the office, ah, they Rich is the, he understands the system and the 5 meg and that kind of stuff, so when Ken is out he is pretty good. Ken is the inventor. Now they go on in L.A. as the California Brothers, the dream of the dream you don't want. So what, ah, what has happened to them, these things is like a new transmission in a Mazda. I'll get a Mazda but the old transmission that everybody learned about and find out about the interior thing, they (illegible) guarantee is good and that is what is happening here a lot. For what Ken's got. He didn't (illegible) what my opinion to be used enough to use usable equipment, and everybody, and we don't have any marketing or anything like that, and we were waiting for a White Knight to come and buy our part of the company but he wanted too much for the last time. I am a very, maybe I am not patient, maybe I just put things off one way or the other but I just can't waiting. Now Ken is in the mind now that I can bring a White Knight in for a nice healthy piece of the company, give him all the money he needs, do what he wants to do, and let the White Knight do the marketing and he still won't loose the company. Ah, but he wasn't, probably a year ago, I don't know how many things I didn't pay attention, he wanted everybody to come in for a piece of the action. It was so funny you know. My wife, now, he is coming out for air once in a while. Ken are you ready now? In a nice way, he doesn't know ,... Hey Ken are you ready. So he is ready now so I have some people going to Japan, but we have to do the Japanese, the Americans are trying to get them back in. Some Japanese outfits we, aren't dealing with them anyway. And he has a contract with Mitsubishi with us anyway. He is about to turn the corner but until he was ready I just couldn't do it for him.

W: Well he'll know that we are serious about this, and we can give it a push. I think it is like everything else, you know, when the Nissan formula cars ran our Gran Prix, everybody, takes those.

H: Well, he's got IBM, here in the office, Digital, everybody in Congress trying to sell these new programs to them, don't ever talk about this about when, in our big system, but they are all trying to get this big system in the library, that Japan died and the Government are all trying to copy whatever, (illegible) the size of them. And so, all these people are there negotiating, they are always being told, we like everything you got here but we don't want to talk about your retrieval system cause we are going to have to, we have

readware. We have a contract with him and we support them in the contract and if that is what they want. And it is unbelievable, these guys can't believe it. They come see us and of course we want to see how you do it, and all that stuff anyway, (illegible). And you know put out your money. And not invented here, they are trying to invent the wheel themselves is like selling Motors to General Motors, so you got that company problem but the Japanese usually at the right time to do something. What I have is the head of MITI, the Japanese Government that runs everything in the industry, of industry and they are....

W: Is that where you got that name? MITI.

H: No, no, no. MITI is Ministry of Information Technology in Japan which it tells Mitsubishi this is yours and it tells Toshiba this is yours, and it tells Ywak this is yours, salute. And each one does it thing and they support the other guy cause that is his and then we'll make it up for you over here and... that is the way they run. They might very well friendly advise that the computer group admit these. So as long as they (illegible) he moved over to the other part of the industry so it is very easy to make deals with other partners. And this wasn't ready. And I didn't want to bring them in as long as Ken was in mind that he's got a great bag and he is right, and if he waits 40 more years then he could sell what he is talking about. How much you need.... But you will like him, your language. And he is so proud of this that you will say to him this, I wish you could do this, you know, except that this week he is so busy with this other program that other program he has to hand it in September 7th or something, could be over night, he just over grew in the other end. They are in the modem all night long and they are wired up .... and all night long, they find out, what if we do this, well give me some more and I'll work on it. All his computer he resigns it and gives it back. But you will find that these guys have the patient to start 15 years they took to Koran, they research the steam of every word in Koran to get the read ware and I have (illegible) in Saudi Arabia I busted. I remember you guys, but I don't what a piece of that one.

W: Let's go eat.

H: Okay.

V: Okay. This is going to take me a few days. That is it this is all a slow and tedious process but once it is in there, you know that information is going to be a great value to you.

H: You got my number.

W: The most important thing is that we get done with this we leave it here in the office we'll lock it up and that's why I was checking the locks, and .... you might give these to

Cherre. These are the only keys to that set over there and that is why I want to lock it.

V: Okay, you want me to put them in there and lock them up.

W: Please, when you are done. I will see you, I'll probably going to go back because what's her name is sick and I will see you, I will be back here Wednesday.

V: Alright Doc, have a good trip. Nice meeting you.

H: When you are through with them you call me up and they come back to me.

W: Great.

V: No problem. Like I said I won't mark on any of them except on the back of that page just to make sure that you know...

H: Yeah, I already copy....

W: See ya.

H: Vern, thank you for everything.

W: Learn how to make coffee.

H: What kind of ....

V: Yeah right.

H: Next time we'll go out for coffee.

V: If not I need to take a lesson in moping.

W: Yeah that is true ... Moping more than once.

H: Thank you Vern.

W: Where do you want to go. .... (conversation fading away)

/aco
427.24

08-24-90
10:48 A.M. - 11:10 A.M.

Re: Audio tape of Sherre Rich Delivering check and documents to C. Hamel at 101 Quay Street

Sherre Rich: S
C. Hamel: H

S: Attempting to make contact with Charles Hamel. I am going to be giving Mr. Hamel some documents and two sets of copies of these documents which I have made. I am also going to give him a check for $2,000.00. It is from me to him, check No. 1009. I am arriving at his house now. (Noise - Ringing)

Mrs:
Yes who is it?

S: Hi, this is Sherre Rich. I am here for Mr. Hamel.

Mrs:
Sherre Rich?

S: Yes, I have some ~~type of work~~ for him.

Doorman: ~~(illegible)~~ (Noise)

H: Hello?

S: Hi, Mr. Hamel.

H: Sherre, how are you?

S: Fine, how are you?

H: What are you doing over here?

S: I had to bring all of these copies over for you.

H: Which copies?

S: Copies of some paperwork that Wayne gave me and a check.

H: Oh Sherre.

S: Yeah, Rich.

H: My wife said Cheryl, ~~they~~ be right down

S: Aha.

H: I am in a long distance call and I can get off the phone now.

(Noise)

EXHIBIT 80

S: Hi, I'm sorry.

Mrs: ... the phone on the fourth floor.

S: Okay.

Mrs: This is gorgeous. Ah, he asked for ..

S: No. But I didn't know, you know if I needed to give this to him physically; there is a check in here. Ah, some money and then the documents. I did need to come.

Mrs: Sherre, you are with Wayne, I'm sorry.

S: It's okay.

Mrs: I know he said Sherre, muffin, muffin, where are you come on down? (Dog barking) Alright you have checked her out. Come on, Come on. Good boy, down, good boy. Shoo!

S: He said he was on a long distance call.

Mrs: Okay, you did good. (Dog still barking) These are what, four stories?

S: Most of them are only three.

Mrs: Kind of allergic.

S: One story. It's okay.

Mrs: I am allergic to all dogs that... (illegible).

S: Well, really. What is the difference.

Mrs: And .... because he got hair as suppose to fur. I am allergic to all furs.

S: So you are not allergic to cats?

Mrs: I am terribly ...

S: Cause, that will like really kill.

Mrs: Muffin, there are three different kinds of Poodles. When we were going to get a dog for the kids. Ah, Chuck called an animal allergy hospital which is located in the International Line(?)in Baltimore. And, check to see if she ... having problems with Poodles that remain indoors, if the dog goes outdoors, and gets into the grass and things like that, then I have got real problems. But, she told us, number one, stay away from the white ones, they have their own allergy, the black ones have two much [illegible] they have an oil problem and silver ones have an oil problem.

S: Now the black, they have more allergies you say?

Mrs: As the white ones have their own allergies, so they are probably be allergic.

S: You could get even more.

Mrs: The only thing she says... Apricot, now that is the original Poodle, The others were all bred to become black or white or silver or whatever. And she said that the only dog you can have is the Apricot for a Poodle.

S: Now, that is neat.

Mrs: So, we never heard of an Apricot color Poodle. We checked around and down in Weinferd, a breeder that all she had, Muffin, go back and see Daddy, go up, up, up, up.

S: That is neat.

Mrs: Up.

S: That is a smart dog.

Mrs: Up, up, go see Daddy. ~~But check with me down.~~

S: You know, I'm sorry, you know I should have called...

Mrs: No, no, no. .. bright and early, early in the morning, I was... (illegible) .. by all these phone calls.

S: Okay.

(Noise)

H: Sherre?

S: Yes, Sir.

H: Come on up. I got a bathrobe on.

S: I ... stare.
(Unintelligible)
(~~Illegible~~)

S: Come here pooch.

H: Sherre, your office ~~is just~~ as bad as this. ... ~~and~~ you got a lousy office, If you got secrets everywhere like we have.

S: This is great, like this... I am just afraid

H: She is a Poodle and she doesn't have dandruff and ...

S:

H:

S:

~~S: Apricot.~~

H: Yeah Apricot, he doesn't have enphima, he doesn't have ... anything.

S: Just want to make sure that everything is here. This is for you.

H: Okay. Put on here ~~the~~ expense. How is your apartment situation.

S: I am moving into one on the 1st.

H: Where?

S: I decided where it was at. Where the office building is, well you go out two blocks down on the right like a brick but it is kind of rounded.

H: Nice, you can walk.

S: Oh, great.

H: Does it have parking.

S: And I get free parking because the lady messed up because she said free parking and then when I went back she goes, the parking is $[illegible].00 a month. I said I don't ~~pay for it because it is for~~ free.

H: How is it? Furnished?

S: Furnished.

H: How did....

S: The people that were on the floor that we are on, they have condos for people that come out ~~on~~ a month-to-month.

H: Oh, pretty.

S: And it is gorgeous, new carpet, new furniture, one bedroom; semi-balcony.

H: The view is in which direction.

S: I don't know exactly. The view towards the building where the office, in that area.

H: And what kind of rent they are charging?

S: $2400.00

H: Hundred.

S: Aha.

H: A month.

S: Well, I am staying at the hotel and the price of staying at the hotel is more, so you really can't beat it. I got washer and dryer; dry cleaning; kitchen.

H: For a short term out of town, then you got.

S: Normally, you can get it month-to-month, then you get furnished then they will [illegible] at least $500.00. I have been calling everywhere. I was getting frustrated . . .

H: Yeah.

S: One thing I wanted to tell you about these. When I made some copies for you today, our machine messed up, so I had to go back through, so some places you will see like 14, 14, and didn't make a 15 so I went in and put another 15 in. 14, 15, well not that one, but it did a 13 and then a 13, I found them, ...

H: Did you have a chance to make these not back to back. Okay, you done eg a matter of fact, the back-

S: Some back to back and some not. I was doing back to back and that's when I started making mistakes so I quit.

H: I mentioned to him, I have to put them back to back. Next time, tell him that it is easier to work on back to back.

S: Next time tell me.

H: We'll blame him.

S: That is it.

H: You made a set of all these?

S: I don't know does he?

H: You made...

S: I made two sets.

H: Okay, but one is for him.

S: Okay.

H: Does he keep a set?

S: Okay, I think they weren't in yesterday so that is what he probably did before he left.

H: Vern was putting all these into the computer so he must have already copied them.

S: Okay, then that is what it is.

H: Is Vern still around?

S: I don't know where he is right now.

H: Let me ask him and ...

S: Okay.

H: ... make sure that put them all in the computer.

S: Okay, if not I'll call you.

H: Then, one of these is for ....

S: Now, you see before Wayne left last night he was in there doing stuff so he might have made himself, if that what he was suppose to make himself.

H: It would have taken him hours to do.

S: Now he...

H: Make sure he has a copy of these.

S: I'm almost sure that he does. I'll call. If there is a problem, I'm only a couple of blocks away, I'll come back.

H: Take this with you just in case.

S: Okay.

H: Now, tell, have... all the

S: I don't know..

H: Boy, I ~~hope to~~ bring him into the office then, I always bring him with me, so this will be...

S: No.

H: ... one place I won't take him. He drives me crazy. You see him.

S: He is adorable.

H: A friend came the other day with their baby who is two years old. My wife was sitting in the chair over there and the dog kept getting in the same opposite position, just ~~climbed~~ right up on her he was so jealous. The baby was here and he was

here, so then my wife got rid of him so he could play with the little bitsy pacifier, he went down four flights, found his box of toys...

S: Came back with it.

H: He hasn't played with this for seven years since he got it when he was two month old. He had it in his mouth, it came up had it in his mouth wanting .... pacifier, saying, I got one of those play with me. Play with me.

S: Play with me. I guess when I work so many times I have been like for two days dying, so

H: I understand my wife, is got every kind of allergies you could dream off. You name it, cats, dogs, she can't get near them, if she gets near a dog, her hands break out immediately, so when they said she could be near Poodles, I said well, we are not going to get one we ... get it and then we have to give it back. So it will hurt. So I called all over the country and I found a dog dermatologist...

S: She told me.. That is pretty neat.

H: They are perfect. She said you could have this kind of Poodle only.

S: (Illegible)

H: The white have Enphima (phonetic) and something else, the gray could have enphima and then you could get it from them. The black poodle have oil in the hair. If they have hair. Ours is now short cause we have to cut it every month.

S: Right.

H: But the Apricot, the original Poodle, and we got it from a good shop.

Mrs: (illegible)

H: I was going to call you today. How, to narrow this down, you know that Wayne is looking for anything to do with Getting, Done and Krutcher (phonetic). Because he's got our case against them. And that is what all this stuff is, to help us...

S: Aha.

H: I have located one place in Alaska of Getting, Done and Krutcher and I am trying to get all of that on them.

S: Okay.

H: How long, after (illegible) or is a data bank, now I know they have the work out at for example region 10 has a data bank and it must be in its full ... how you could get yourself in there ..

S: It's working now.

H: I don't know. You talk them into access.

S: Okay.

H: The data base has every entry the permit files that EPA gets involved in. And from there you can find the opposing [illegible]:

S: Okay.

H: This will be the mother load for Wayne.

S: Okay.

H: He probably may decide not to go charging in and ask for it because then it is a rear up of confusion and you will never get in. You must have, we have different attorneys we can talk... when we get to that we will talk about it to see how we can get you in to that stuff. Cause it will be the mother load, you know, Cause all it means that you could get someone in each town could pick up the documents out of the courthouse.

S: Right, okay.

H: (Noise) Tell him !....(illegible)

S: Call who?

H: Geller.

S: Okay.

H: I think he knows who they are. I want to get something together. And ... OH, one other. Tell him that the [illegible] leaves for Alaska. For, direct[illegible], attorneys, [illegible] Washington, September 9th, for six days. With (bell ringing) (illegible) all environmental from Alaska to a lobby on OCF out of the continental. If he has any reason to make contact with them.

S: I'm sorry. OK

S: Okay.

H: So your office is all set up.

S: Yeah, looking good.

H: Make some good coffee, I tried the coffee yesterday ~~taste~~ it was good.

S: Good. Okay.

H: If you get into any problems whistle.

S: Okay, and I was going to tell you if you need something or think of something else, call me at the office, I'll be there to late this afternoon, and I got a bunch of ~~emails~~ to get this morning.

H: This number you have for me is also the night number.

S: Okay.

H: ~~So if~~ ... just have to let it ring and ring and ring.

S: Hey listen by the way if you every need to go out of town and need someone to house-sit, call me.

H: Okay. You can't get near the puppy.

S: Take the puppy. I love it is gorgeous. Thanks a lot.

H: (~~illegible~~) We got a problem, and ah, (~~illegible~~ - noise) he wants to give me some ~~stuff~~ he's afraid they are going to kill him and all that kind of stuff, so he is very afraid about facing the pipeline, so he told me, ah, couple of days ago ~~that~~ he agreed to call me today - ~~unintelligible~~

S: Good. Great.

(Noise)

S: Thirty of them.

H: Yap. I always wait for them to call me cause if I call them and something happens, they loose their job.

S: That is what ~~wonderful~~ that you have these people calling you.

H: You have a nice little car there.

S: Nice, I like littler cars, they are easier to park around here. Well, thanks a lot.

H: If you, any problems, anything happens, my wife can (noise)...

S: Okay.

H: Okay.

S: Thanks, bye, bye.

(Noise)

(Sherre is inside the car driving off)

TRANSCRIPT Reviewed by INVESTIGATOR Ricklund for CONTENT. 8-21-90.

/aco
427.1

REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

TO: PAT WELLINGTON

FROM: WAYNE B. BLACK

DATE: AUGUST 21, 1990

RE: MEETING WITH CHARLES HAMEL ON AUGUST 19, 1990

As pre-arranged, Hamel came to the Ecolit office at approximately 11:15 a.m. There he met with Vern Johnson, Computer Programmer and myself. Rick Lund was in the listening post room and handled the video tape recording.

Vern Johnson explained the software set up as well as the scanner to Hamel. There was a conversation between Hamel and Johnson with regard to the scanning/input of the attorney/client documents. There was conversation when Hamel mentioned that he would like the attorney/client wording redacted from the computer information.

Also during the video recording in the Ecolit office, I attempted to give Hamel the check for $2000. Hamel rejected the check and indicated that we would talk later.

After the meeting in the Ecolit office, Hamel and I went to the Howard Johnson's Restaurant which was close to the Ecolit office. I unsuccessfully attempted to record the entire conversation with a mini-cassette recorder in my briefcase. Hamel was too aware of

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EXHIBIT 81

what was taking place for me to change the tapes or put the recorder in an area that would facilitate a better recording. That recording was marked, dated and initialed and is placed in an evidence envelope which was sealed on the 20th with the words, "recording of WBB and CH in Crystal City, Virginia at HJ after Ecolit meet."

During the breakfast meeting at the Howard Johnson's Hamel and I discussed his payment. He took the check saying that the money would be used to reimburse his sources for their work and expense money.

Hamel mentioned several issues. The first was an alleged dumping situation involving two Exxon tankers that have been dumping barrels containing oil overboard for the last four years, every four days between New Orleans and Port Everglades in Ft. Lauderdale. Hamel said he had information that the dumping had taken place until last November when Exxon got rid of the tankers.

I strongly urged Hamel to come forward with the information so that something could be done. Hamel was under the impression that we would file a lawsuit if possible. I told him that we would need to speak first hand to someone who actually witnessed it or, in the

alternative if it was still going on, the time and the approximate date that it was happening and we would conduct an areal or seize surveillance and film the activity so that we can make the appropriate reports. Hamel said that it was not still going on. Hamel said that there was one captain that would possibly testify and four other people that had knowledge. He said that everyone was fairly scared to come forward. I told Hamel that if I could speak with one or more of them, perhaps I could submit an affidavit as to what they told me.

Apparently these are sources of Bill Kaufman, a reporter for the Boston Globe. According to Hamel, Kaufman has a source inside Irasse's office in Exxon that used to attend executive meetings with Irasse himself.

Hamel mentioned that the second issue was in California. He mentioned that BP, Arco and Exxon ships were involved with taking non-water north. Hamel mentioned that there was a way, and that he was trying to develop the information through John Valentine, that oil and sludge was being taken across the boarder by truck into Mexico and that farmers were actually being given or sold hazardous waste to use in the form as oil on their roadways to keep the dust down. Apparently Valentine has a man and a woman who were going to

take time off from their jobs and actually follow the trucks. Valentine is a former tanker man, now president of Soundwatch, an environmental group in the Puget Sound area. Valentine is also involved with a group known COPP. According to Hamel, Valentine was active in the Seafarers International Union, (SIU) and very familiar with N.P.D.S. issues. Apparently some of the $2000 I gave Hamel would go to the couple to be reimbursed for expenses. Along that line, Hamel mentioned that he had issued his credit cards to various sources throughout that country so that they could use his credit cards when they made long distance telephone calls. Hamel's wife had been complaining that the bills were to high.

Another part of the same issue involves Crowley Marine and the barge referred to in my earlier memos. Apparently when the tankers stop in the San Pedro area at the Gatx Terminal, which is owned by BP, the fuel is loaded aft while gunk is off loaded onto the barges, forward. According to Hamel, his source told him that it took nine hours to gravity feed the gunk onto the barge.

I again I encouraged Hamel that we want to follow this up and put a stop to this activity.

One of Hamel's other issues was that he apparently had knowledge, through unknown source, that the captain of the Baton Rouge, who is the captain during the Prince William Sound incident, wanted to talk. The captain now lives in Hawaii and will testify that instead of off loading oil from the recked Exxon Valdez, he actually off loaded water. The gallon amount was used as a public relations issue and given to the media at the time. According to Hamel, the captain will testify that he wanted to pump the water back into the Exxon Valdez and remove more oil and was told no.

Nothing further was said.

WBB:jl
427.A19

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REPORT OF INVESTIGATION
SPECIAL INVESTIGATIONS DIVISION

VIA FACSIMILE

TO: **PAT WELLINGTON**

FROM: **WAYNE B. BLACK**

DATE: **AUGUST 21, 1990**

RE: **HAMEL'S ALLEGATIONS OF GENERAL POLLUTION**

During the past few days, we have had several phone conversations about Hamel's verbal allegations that there is a bunch of dumping of hazardous waste going on. My original direction from you was that if Hamel made such an allegation, we should encourage him to give us some shred of proof or give us the information so that we can follow up and investigate. I have done just that.

It is difficult to pin Hamel down as to the source of the information or exactly when and where it is happening. I think the video tapes of the undercover office will speak for themselves in terms of my obvious interest in that area.

During your last visit to Miami, we discussed just what to do should Hamel make such allegations. You mentioned that we had no choice but to follow through. I could not agree more.

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As you know, and as you will note from the video recordings, Hamel rambles a great deal. He also refers to other people's sources as his. A good example of that is Boston Globe reporter Kauffman's sources in the Puget Sound area. Originally, Hamel indicated that he had sources in that area. In reality, if I am to believe him now, those sources were actually Kauffman's and shared with or told to Hamel by Kauffman.

This will acknowledge your desire to pursue the dumping and pollution allegations as necessary to continue to demonstrate our general interest in this area and to ensure continued validity for our operation, as it relates to Hamel receiving stolen memoranda from inside Alyeska, or firms retained by Alyeska, to do attorney/client work product research.

As always, we will keep you advised as our investigation progresses.

WBB:jl
427.A18

PRIVILEGED WORK PRODUCT INFORMATION



THE ECOLIT GROUP

Planet Management Research

FACSIMILE

TO: CHUCK

FROM: WAYNE

DATE: AUGUST 21, 1990

I cannot quit thinking about the leads you have regarding dumping and other alleged atrocities by Exxon, Arco, BP and the bunch.

Please do whatever you can to give me the scoop so that we cannot only put a stop to what's going on, but make somebody pay for it.

Hope to see you soon in Virginia.

WJ:cat

F2R445029

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EXHIBIT 83

ISBN 0-16-038895-3

